

January 3, 2013

The Grant County Commission met at 8AM with Commissioners Forrette, Dummann, Mann, and Tucholke present. Commission Stengel was absent. Vice-Chairman Mann called the meeting to order. Motion by Tucholke and seconded by Dummann to approve the minutes of the December 31, 2012 meeting. Motion carried 4-0. Minutes filed. Motion by Dummann and seconded by Forrette to approve the agenda. Motion carried 4-0.

**Executive Session:** Motion by Dummann and seconded by Forrette to enter into executive session at 8:05 AM for the purpose of a personnel issue pursuant to SDCL 1-25-2 (1). Motion carried 4-0. Auditor Layher was present. Vice-Chairman Mann declared the meeting open to the public at 8:11AM. Motion by Tucholke and seconded by Forrette to accept the resignation of Darwin Conrad effective immediately. Motion carried 4-0.

Vice-Chairman Mann adjourned the meeting sine die and Auditor Layher assumed the chair. Nominations for Chairman were called. Motion by Tucholke and seconded by Forrette to nominate Mann for Chairman and for nominations to cease and to cast a unanimous ballot for Mann. Motion carried 4-0. Commissioner Mann was seated as Chairman. Nominations for vice-chairman were called. Motion by Tucholke and seconded by Forrette to nominate Dummann for vice-chairman and for nominations to cease and to cast a unanimous ballot for Dummann. Motion carried 4-0.

**2013 Appointments:** The reorganization of committees, boards, appointments and fees were reviewed for changes in 2013. Motion by Forrette and seconded by Tucholke to approve the following list of committee appointments. Motion carried 4-0.

#### **COMMITTEES AND BOARDS**

Paul Dummann: Mental Health, Law Enforcement

Dave Forrette: Development Corporation/ Sub Committees, Buildings, First District, Planning and Zoning

Doug Stengel: ICAP, Weed, Emergency Management

Clayton Tucholke: Insurance Alliance, Highway, Milbank Housing Authority, Community Transit

Auditor Layher: Christian Service, Library, Visiting Neighbor

Deputy Auditor Joan Czmowski: 4-H

Motion by Tucholke and seconded by Dumann to approve the following designations, appointments and funeral allocation. Motion carried 4-0.

**Designations:**

Ambulance: Grant-Roberts

Depositories: First Bank & Trust in Milbank and Brookings (TIF), Wells Fargo, Great Western, First State Bank and Public Funds Investment

Official Newspaper: Grant County Review

Funeral Allowance: \$3000 plus the cost of opening and closing the grave for 2012-2014.

**APPOINTMENTS:**

Emergency Management: Sheryl Mogard

Planning and Zoning: Krista Atyeo-Gortmaker

Visiting Neighbor Coordinator: Wanda Koepke

Glacial Lakes Tourism: Milbank Chamber Director

**2013 Holidays:** After a review of the holiday schedule for 2013, it was moved by Forrette and seconded by Tucholke to set the holiday schedule in accordance with SDCL 1-5-1 and to include Friday July 5 and closing at noon on Tuesday December 24 to the holiday schedule. Motion carried 4-0.

**2013 Salary Resolution:** After a final review of the salary schedule and a discussion of the 19.85% increase to the 2013 health insurance rates; it was moved by Dumann and seconded by Tucholke to adopt the 2012 wage schedule for 2013. Motion carried and resolution adopted. Motion carried 4-0.

**2013-01**

**Salary Resolution**

WHEREAS, the Grant County Commission must establish and publish salaries of all officials and employees of the county as per SDCL 6-1-10.

Payroll: Paul Dumann, 864.03; Dave Forrette, 864.03; Guy Mann, 864.03; Doug Stengel, 864.03; Clayton Tucholke, 864.03; Karen Layher, 4163.32; John Gill, 17.40 per hr; Joan Czmowski, 14.95 per hr; Mary Fenhaus, 14.05 per hr; Raynelle Mueller, 3346.65; Elaine Block, 14.45 per hr; Marilyn Rethke, 15.10 per hr; Mark Reedstrom, 7237.41; Kathleen Strei, 13.25 per hr; David Larsen, 16.30 per hr; David Dashiell, 11.85 per hr; Kathy Steinlicht, 14.95 per hr; Krista Atyeo-Gortmaker, 15.55 per hr; Nancy Copeland, 3346.65; Rebecca Wellnitz, 14.45; Jennifer VanHout, 13.30; Kevin Owen, 3825.00; Mark Leusink, 18.35 per hr; William Newstrand, 18.45 per hr; Marlin Snell, 15.55 per hr; Ricky Bolin, 12.30 per hr; Jay Brakke, 12.75 per hr; Susan Busk, 13.45 per hr; Rita German, 12.55 per hr; Mikel Grear, 13.35 per hr; Scott Malimanek, 11.50 per hr; Sheryl Mogard, 16.70 per hr; Jenny Wellnitz, 12.35 per hr; Kerwin Schultz, 4163.32; Daryl Dragt, 15.55 per hr; Blain Gatz, 14.65 per hr; David Green, 16.10 per hr; Brian Greiner, 15.65 per hr; Robert Grewing, 15.65 per hr; Ronald Grewing, 15.65

per hr; Justin Layher, 15.80 per hr; Jesse Morton, 15.80 per hr; Roy Nielsen, 16.85 per hr; Corey O'Farrell, 14.40 per hr; Daren Peterson, 16.50 per hr; Sandra Ramsdell, 15.65 per hr; Donald Strege, 16.10 per hr; John Winkquist, 15.55 per hr; Sharon Dearborn, 11.85 per hr; Nicole Hooth, 12.10 per hr; Wanda Koepke, 956.86; Kristi Dorneman, 11.65 per hr; Marie Loutsch, 10.85 per hr; Linda Raffety, 11.55 per hr; Robin Schrupp, 3208.10; Jody Carlson, 13.45 per hr; Holly Johnston, 11.50 per hr; Cindy Jungers, 11.60 per hr; Janelle Kelly 11.70 per hr; Collette Krakow, 11.50 per hr; Mary Lee, 14.45 per hr; BobbieSue Leonard, 11.25 per hr; Amber Rise, 11.25 per hr; Tammy Rufer, 11.25 per hr; Sharon Wieber, 11.45 per hr; Tammy Wollschlager, 11.00 per hr; Sara Koepke, 14.45 per hr; Nathan Mueller, 16.70 per hr; Edna Englund, 9.50 per hr.

NOW THEREFORE BE IT RESOLVED, that the Grant County Commission of Grant County does hereby adopt the Salary Resolution 2013-01 for the year 2013.

Dated this 3<sup>rd</sup> day of January, 2013.

Guy E. Mann, Chairman  
Grant County Commission

ATTEST:  
Karen M. Layher  
Grant County Auditor

**Highway:** Supt. Schultz presented to the Board for review the letter and resolution to be sent to the South Dakota Highway Patrol requesting assistance for the enforcement of a speed limit of 35 mph during spring thaw. Motion by Dummann and seconded by Tucholke to authorize the Chairman to sign the letter and to adopt the resolution. Motion carried 4-0. Resolution adopted.

2013-02

#### GRANT COUNTY WEIGHT / SPEED LIMIT ENFORCEMENT RESOLUTION

WHEREAS, seasonal climatic changes can be detrimental to our highways, and

WHEREAS, The Grant County Board of County Commissioners desires to protect existing Grant County Highways, ultimately saving tax dollars, and

WHEREAS, the Grant County Board of County Commissioners desires the enforcement of weight limitations on Grant County roads as set forth and posted by the Grant County Highway Superintendent.

NOW THEREFORE BE IT RESOLVED:

WHEREAS the limits on Grant County roadways shall be set as thirty-five miles per hour (35mph) for any vehicle over seventy-five hundred (7500) pounds during the spring thaw period and when speed / weight limit signs are in place and the South Dakota Highway Patrol hereby is authorized and requested to enforce speed / weight limitations on Grant County roads.

BE IT FURTHER RESOLVED that the penalty for the violation of the load restrictions should be as set forth in SDCL 32-22-55.

Vote of Grant County Commission: AYE: 4 NAY: 0

Dated this 3<sup>rd</sup> day of January, 2013 at Milbank, SD.

Guy E. Mann  
Commission Chairman

ATTEST:  
Karen M. Layher  
Grant County Auditor

Commissioner Tucholke excused himself from the meeting at 8:55 AM.

**Travel:** Motion by Dummann and seconded by Forrette to approve travel for Sheryl Ward to attend a training class in Brookings on Volunteer Income Tax Assistance (VITA). Motion carried 3-0.

**Grant:** Motion by Forrette and seconded by Dummann to accept a grant award of \$1,275.39 for the Local Emergency Planning Commission to be used to defray the expenses of operating the program. Motion carried 3-0.

**Unfinished Business:** None

**New Business:** None

**Correspondence:** None

**Claims:** Motion by Forrette and seconded by Dummann to approve the claims as presented. Motion carried 3-0. GRANT CO HIST SOCIETY, alloca 5,000.00; GRANT CTY CONSERVATION DIST, alloca 12,000.00; GRANT/ROBERTS AMBULANCE, alloca 2,458.33; JOSEPH W. KANTHAK, tower rent 600.00; MILBANK WINWATER WORKS, fabric 514.03; NATL ASSN OF CO, dues 400.00; NORTHWESTERN ENERGY, nat gas 311.53; SD ASSN CO COMM, dues 1,529.84; SD ASSN CO HWY SUPTS, dues 225.00; SD ASSN CO OFFICIALS, dues 1,039.92; SD PUB ASSURANCE ALLIANCE, insurance 70,267.90; SD STATE'S ATTORNEY ASSN, dues 811.00; SDAAO, dues 55.00; SDML WORKERS' COMP FUND, worker comp 44,945.00; STATE BAR OF SD, dues 490.00; THOMPSON PUBLISHING, ref mat 399.00; TYLER TECH, maint support 17,301.95; VISA, diesel, gas & signs 373.81. TOTAL: \$158,722.31.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled meeting dates will be January 15 and February 5 and 19, 2013 at 8 AM. Motion by Dummann and seconded by Forrette to adjourn the meeting. Motion carried 3-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Guy E. Mann Chairman, Grant County Commission

January 15, 2013

The Grant County Commission met at 8AM with Commissioners Dummann, Forrette, Mann, Stengel and Tucholke present. Chairman Mann called the meeting to order. Motion by Stengel and seconded by Dummann to approve the minutes of the January 3, 2013 meeting. Motion carried 5-0. Minutes filed. Motion by Stengel and seconded by Dummann to approve the agenda. Motion carried 5-0.

The Auditor's Account with the Treasurer for the month of December was noted.

### **AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER**

To the Honorable Board of County Commissioners,  
Grant County:

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of the County of Grant as of the last day of December, 2012

Cash on Hand	\$860.44
Checks in Treasurer's possession	
less than 3 days	\$41,695.09
Cash Items	\$0.00
<b>TOTAL CASH ASSETS ON HAND</b>	<b>\$42,555.53</b>
 RECONCILED CHECKING	
First Bank & Trust	\$1,794.75
First Bank & Trust (Svgs)	\$3,276,568.00
 CERTIFICATES OF DEPOSIT	
First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$364,313.25

**TOTAL CASH ASSETS** **\$3,685,231.53**

**GENERAL LEDGER CASH BALANCES:**

General	\$2,007,658.72
General restricted cash	\$516,282.00
Sp. Revenue	\$545,804.91
Sp. Revenue restricted cash	\$0.00
TIF Apportioning Northern Lights	\$0.00
TIF Milbank	\$0.00
TIF Northern Lights	\$364,313.25
Trust & Agency (schools 33,771.55, twps 41,574.69, city/towns 9,211.52)	\$251,172.65

**TOTAL GENERAL LEDGER CASH** **\$3,685,231.53**

Dated this 8th day of January, 2013

Karen M. Layher

The Sheriff's fees were \$17,546.41 for December with \$3,558.31 receipted into the county treasury. The Register of Deeds fees for the month of December were \$19,662.50. Also noted was the December Clerk of Courts Fees receivable report and the 2012 Year End Visiting Neighbor report.

**Executive Session:** Motion by Forrette and seconded by Dummann to enter into executive session at 8:03 AM for the purpose of a personnel issue pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Auditor Layher was present. Chairman Mann declared the meeting open to the public at 8:14 AM. Kathy Steinlicht joined the meeting. Motion by Stengel and seconded by Tucholke to appoint Kathy Steinlicht as Director of Equalization effective today for a one year appointment at the rate of \$3208.10 per month and to approve the advertising of the deputy director position at her discretion. Motion carried 5-0. The oath of office was completed.

**Assessor:** Kathy reported the Department of Revenue has completed the audit and approved the sales for 2012. She is working on preparing the 2013 assessments to be mailed by March 1. A discussion was held on the adjustment percentage applied to the townships of Blooming Valley, Farmington, Osceola and Mazeppa the commission approved in 2010 to adjust for a climate and growing season difference between the eastern and western part of the county. Motion by Tucholke and seconded by Dummann to leave the adjustment factor in place for the townships of Blooming Valley, Farmington, Osceola and Mazeppa for the 2013 tax year. Voting aye: Dummann and Tucholke. Voting nay: Forrette and Stengel. Chairman Mann broke the tie with by voting aye. Motion carried 3-2.

**Highway:** Supt Schultz reported the flood control project for Revillo is near completion. The landowner has agreed to sell a strip of land adjacent to the right of way required to complete the project in accordance with the engineer's design. The purchase agreement for the land and the plat were presented for approval. Motion by Tucholke and seconded by Forrette to approve the land purchase agreement with Gary and Holly Meyer for 1.34 acres of land in the NE1/4 in 21-118-48 at a cost of \$8040. Motion carried 5-0.

**Sheriff:** Kevin Owen discussed the need to have a secured area to store abandoned or towed vehicles rather than have them taking space in the courthouse parking lot. Supt Schultz stated an area by the salt sand shed at the highway grounds could be fenced off with a gate to store these vehicles. The cost would be the materials for an eight foot fence with the highway department crew building the fence. Motion by Forrette and seconded by Stengel to approve the building of the fenced impound yard. Motion carried 4-1 with Tucholke voting nay. **Statistics:** The following statistics for the month of December for the Detention Center and Sheriff's Office were presented by report. Average Daily inmate population 6; Number of bookings 18; Work release money collected \$1,710.00; 24/7 Preliminary Breath Test (PBT) fees collected \$623.00; SCRAM (alcohol detecting bracelet) fees collected \$120.00; 24/7 PBT participants 11; SCRAM (Sobriety Program) participants 6; Calls for Service (does not include walk-in traffic) 130; Accidents investigated 9; Civil papers served 61; Cumulative miles traveled 4,269; 911 calls responded to (including Milbank) 69.

**Budget Supplement:** The budget supplement hearing was held with no members of the public present. The purpose of the budget supplement of \$24,405 is to adopt budget authority for the change to budget #611 for the full time 4-H Advisor position. The source of cash is from General Fund. Motion by Tucholke and seconded by Dummann to approve the budget supplement of \$24,405 to #611 Extension/4-H. Motion carried 5-0.

**Bonds:** OtterTail Power Company, who pays the debt service with respect to the Pollution Control Refunding Revenue Bonds Series 2001, has opted to redeem the bonds on March 1, 2013. This is conduit or pass through debt for which the county is not liable. Conduit debt allows certain projects to access the government bond rate with the county being the issuer of the bonds. Motion by Stengel and seconded by Tucholke to authorize the Chairman to sign the documents to begin the process for OtterTail Power Company to redeem the bonds. Motion carried 5-0.

**Fire Dept:** A letter was received from the Summit Fire Dept requesting a donation for a 28'X75' addition to the current Fire Hall. The fire department is planning to convert a storage room into a kitchen and convert one of the vehicle bays into a winter storm shelter. The addition will add space for the fleet of seven vehicles. Roberts County has assisted with the project by providing a generator as this building is used as a storm shelter for I-29 between Watertown and Sisseton. The Summit Fire Dept responds to a large coverage area within Grant County. Motion by Tucholke and seconded by Forrette to reserve within the General Fund an allocation of \$10,000 for the Summit Fire Dept building project. Motion carried 5-0.

**Surplus:** Motion by Forrette and seconded by Dummann to declare surplus a 1996 Buick Century, Title Number 130071173 acquired under the abandoned vehicle process and (4) Noah Weather Radios Model 12-251 from the commission inventory . Motion carried 5-0.

**Mobile Homes:** Motion by Dummann and seconded by Tucholke to approve the administrative abatements in the amount of \$1,137.40 for mobile taxes collected one and two years in advance due to the trailer homes being moved out of the county in 2012. Motion carried 5-0. The 2012 payable 2013 taxes were paid prior to the mobile homes being moved. The administrative abatement for the mobile homes is on file in the auditor's office.

**Cash Transfers:** Motion by Forrette and seconded by Tucholke to approve the cash transfer as per the 2013 budget. Motion carried 5-0.

FROM	TO	AMOUNT
101 General	201 Highway Fund	350,000

**Travel:** Motion by Forrette and seconded by Stengel to approve travel for Sheryl Ward to attend a training class in Chamberlain on Local Mitigation Planning Workshop. Motion carried 5-0.

**Consent Agenda:** Motion by Tucholke and seconded by Dummann to approve the consent agenda. Motion carried 5-0.

1. Approve plats:

2013-03

RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County, South Dakota, that the Plat entitled:

“LOTS 1, 2, 3 and 4, CHRISTIAN SUBDIVISION,



located in Govt Lots 1 & 2  
in Section 30, Township 120 North,  
Range 48 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota” (West Alban Twp)

which has been submitted for examination pursuant to law, has been duly examined, and approved and accepted by the Grant County Planning Commission, and it appearing that all taxes and special assessments have been paid and that such Plat and the survey thereof have been made and executed according to law, the Plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 15<sup>th</sup> day of January, 2013.

Guy E. Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen Layher  
County Auditor  
Grant County, South Dakota

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

I, Karen Layher, do hereby certify that I am the duly elected, qualified and acting County Auditor in and for Grant County, South Dakota, that the above and foregoing is a true, correct and complete copy of the Resolution adopted by the Board of County Commissioners of the County of Grant, South Dakota, at a regular meeting on January 15, 2013, approving the above named Plat by a vote of said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 15<sup>th</sup> day of January, 2013.

Karen Layher  
County Auditor  
Grant County, South Dakota

2013-04

#### RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County, South Dakota, that the Plat entitled:

“LOT 1 LEONARD NELSON SUBDIVISION,  
located in the SE ¼ of

Section 29, Township 119 North,  
Range 49 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota” (Madison Twp)

which has been submitted for examination pursuant to law, has been duly examined, and approved and accepted by the Grant County Planning Commission, and it appearing that all taxes and special assessments have been paid and that such Plat and the survey thereof have been made and executed according to law, the Plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 15<sup>th</sup> day of January, 2013.

Guy E. Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen Layher  
County Auditor  
Grant County, South Dakota

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

I, Karen Layher, do hereby certify that I am the duly elected, qualified and acting County Auditor in and for Grant County, South Dakota, that the above and foregoing is a true, correct and complete copy of the Resolution adopted by the Board of County Commissioners of the County of Grant, South Dakota, at a regular meeting on January 15, 2013, approving the above named Plat by a vote of said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 15<sup>th</sup> day of January, 2013.

Karen Layher  
County Auditor  
Grant County, South Dakota

2013-05  
RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County, South Dakota, that the Plat entitled:

“LOTS 4, 5, 6, R and J FARMS SUBDIVISION,  
located in Government Lots 1, 7 & 8,  
of Section 15, Township 121 North,

Range 48 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota (Melrose Twp)

which has been submitted for examination pursuant to law, has been duly examined, and approved and accepted by the Grant County Planning Commission, and it appearing that all taxes and special assessments have been paid and that such Plat and the survey thereof have been made and executed according to law, the Plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 15<sup>th</sup> day of January, 2013.

Guy E. Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen Layher  
County Auditor  
Grant County, South Dakota

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

I, Karen Layher, do hereby certify that I am the duly elected, qualified and acting County Auditor in and for Grant County, South Dakota, that the above and foregoing is a true, correct and complete copy of the Resolution adopted by the Board of County Commissioners of the County of Grant, South Dakota, at a regular meeting on January 15, 2013, approving the above named Plat by a vote of said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 15<sup>th</sup> day of January, 2013.

Karen Layher  
County Auditor  
Grant County, South Dakota

2. Approve list of books and audio materials from the library to be declared surplus for the months of Oct-Nov-Dec 2012
3. Approve 2010 Reallocation Funding Grant Award of \$7,882 for the purchase of mobile radios and pagers for the fire departments

**Unfinished Business:** Oaths for Commissioner District 2 and 4, States Attorney, Treasurer and Coroner were completed.

**New Business:** Kevin Kouba, OtterTail Power, called in via phone to discuss a possible change to SDCL 10-35-1.7(2). He explained the power plant is planning a \$493,000,000 environmental upgrade to the power plant and the way the current law is written it may not cover a multi-year construction project to qualify for the tax exemption. He is in discussion with the Dept of Revenue to determine if a change to the law is needed. Milbank School Supt Graf was present and invited the commission to attend a special school board meeting on Monday January 21 at 10:30 AM to meet with Kevin to continue the discussion.

**Correspondence:** None

**Claims:** Motion by Stengel and seconded by Forrette to approve the claims as presented. Motion carried 5-0. AASON ENGINEERING, prof serv 1,236.25; BENDIX IMAGING, supplies 171.71; BORNS GROUP, postage 980.43; CLEE J BRAKKE, judging 25.00; ROGER'S ELECTRIC MOTORS, saw blades 19.36; CENTURYLINK, phone 130.34; CRIMESTAR CORP, support fees 1,500.00; EASTSIDE CAR WASH, wash tokens 56.58; ES&S, maint 5,604.00; FEDEX, postage 19.65; FIRST BANK & TRUST, supplies 61.26; SANDRA FONDER, prof serv 50.00; G&R CONTROLS, maint 2,045.50; GLOBAL GOV/ED SOLUTIONS, comp supplies 284.00; GRANT CO TREAS, postage & fees 49.00; INGRAM, books & AV 386.88; ITC, 911, internet & phone 1,307.24; ISTATE TRUCK CTR, trucks 188,860.00; GRANT CO REVIEW, publishing 781.51; JOANN KRANZ, prof serv 45.00; LABOLT DEVELOP CO, internet & rent 70.00; MCLEOD'S, supplies 40.00; NADA USED CAR GUIDES, ref mat 75.00; NATL 4-H COUNCIL/SUPPLY, supplies 53.75; NELSON LAW OFFICE, alloca 3,391.50; ROY NIELSEN, reimburse 2,000.00; OTTER TAIL POWER CO, electricity 2,950.75; NANCY PAULI, judging 25.00; PENNINGTON CO JAIL, transport 141.95; PETERS DISTRIBUTING, prof serv 410.20; PUMPKIN BOOKS, books 91.75; LINDA QUADE, judging 25.00; RC COMMUNICATIONS, 911 95.96; RUNNINGS, supplies 54.99; JUDY SACKREITER, judging 25.00; SD DEPT OF HEALTH, vaccines 9.00; SD DEPT OF LABOR, reimburse 3,830.01; SD DEPT OF REVENUE, sales & excise tax 340.96; SD EMERGENCY MGMT ASSN, dues 30.00; SDACO, ROD Modernization Fee 372.00; SD ATTY GENERAL, 24-7 fee 60.00; SHARE CORP, supplies 440.68; ALEXANDER THOMPSON, rent 50.00; TRAPP PLUMBING CO, parts 15.30; TYLER COMPUTER, comp supplies 88.00; THE VALLEY SHOPPER, publishing 40.30; VERIZON WIRELESS, phone 58.20; CITY OF WATERTOWN, 911 alloca 6,797.16; CRAIG WEINBERG, judging 25.00; WHETSTONE VALLEY ELEC COOP, electricity 1,113.04; WITTROCK & SON, garbage service 159.00; WOMEN'S RESOURCE CTR, alloca 630.90;

XEROX, copier rent 147.08; JONATHAN YDSTIE, judging 25.00. TOTAL: \$227,296.19.

Payroll for the following departments and offices for the month of DECEMBER 2012 are as follows: COMMISSIONERS 4528.15; AUDITOR 13,152.85; TREASURER 8651.46; STATES ATTORNEY 9663.01; CUSTODIANS 5058.85; DIR. OF EQUALIZATION 6491.31; REG. OF DEEDS 5967.85; VET. SERV. OFFICER 897.00; SHERIFF 13,918.39; COMMUNICATION CTR 11,666.41; EMERGENCY MANAGEMENT 2857.61; ROAD & BRIDGE 46,121.87; PUBLIC HEALTH NURSE 3053.60; VISITING NEIGHBOR 2455.62; ICAP 598.50; LIBRARY 10,970.21; 4-H 3227.95; WEED CONTROL 2891.00; PLAN & ZONING 1776.61; CORONER 131.00; WEED BD 25.00; VISITING NEIGHBOR BD 100.00; LIBRARY BD 275.00; PLANNING & ZONING BD 1000.00. TOTALS: \$155,479.25.

Payroll Claims: FIRST BANK & TRUST, Fed WH 13,380.59; FIRST BANK & TRUST, FICA & Med WH & Match 20,079.09; SDRS, retire 17,537.45; WELLMARK-BLUE CROSS OF SD, Employee and Commission health ins. 39,028.48; WELLMARK-BLUE CROSS OF SD, life ins. 243.18; AMERICAN FAMILY LIFE, AFLAC ins. 1824.96; LEGAL SHIELD, deduction 237.05; OPTILEGRA, ins 292.07; SDSRF, deduction 115.00. TOTAL: \$ 92,737.87.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled meeting dates will be MONDAY February 4 (change of date) and 19, 2013 at 8 AM. Motion by Tucholke and seconded by Dummann to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Guy E. Mann Chairman, Grant County Commission

January 28, 2013

The Grant County Commission met in a special session at 8 AM with Commissioners Forrette, Mann and Tucholke present. Commissioners Dummann and Stengel were absent. Chairman Mann called the meeting to order. The purpose

of the meeting was to discuss support of an amendment to SDCL 10-35-1.9 to allow a tax exemption for a multi-year construction project for the environmental upgrade on the Big Stone Power Plant.

In 2010 the law had been changed to exempt from ad valorem taxes environmental upgrades done by a coal fired power plant. The Department of Revenue determined the law did not cover a multi-year construction phase for an environmental upgrade. If the law is not amended, approximately \$7.2 million would be added to the upgrade cost which would result in passing the cost onto the customers. The cost of the environmental upgrade is \$493 million. During the construction phase the project is assessed every three months to determine a final property value. Currently, the taxes on the Power Plant are over \$1.7 million which is apportioned to the taxing entities. Motion by Tucholke and seconded by Forrette to support the bill to amend SDCL 10-35-1.9 to allow a multi-year environmental upgrade to be excluded from the taxation process. Motion carried 3-0.

The commission discussed SB179, a bill to provide for a uniform county drainage permit application. No action was taken.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled meeting dates will be MONDAY February 4 (change of date) and 19, 2013 at 8 AM. Motion by Forrette and seconded by Tucholke to adjourn the meeting. Motion carried 3-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Guy E. Mann Chairman, Grant County Commission

February 4, 2013

The Grant County Commission met at 8AM with Commissioners Forrette, Mann, Stengel and Tucholke present. Commissioner Dummann was absent. Chairman Mann called the meeting to order. Motion by Tucholke and seconded by Stengel to

approve the minutes of the January 15 and 28, 2013 meetings. Motion carried 4-0. Minutes filed. Motion by Stengel and seconded by Forrette to approve the agenda. Motion carried 4-0.

**Highway:** Supt. Schultz presented the striping agreement with DOT for the striping of the center line of asphalt roads. The agreement is for approximately 66.5 miles of striping. The county's 40% share is \$2,608.83. The county's amount over the allocated limit is \$8,245.73 for a total cost to the county of \$10,854.56. Motion by Tucholke and seconded by Forrette to authorize Chairman Mann to sign agreement number 2013-06 for the striping of 66.5 miles. Motion carried 4-0.

**Personnel Policy:** Auditor Layher presented a Use of County Vehicle Policy for the highway superintendent who is required to drive a county vehicle to and from work. Under the IRS Taxable Fringe Benefit Guide the \$3.00 per day commuting rule is allowed provided the vehicle is owned by the county, provided to employee to use for business purposes and the county has a written policy. Motion by Stengel and seconded by Tucholke to adopt the Policy for the Use of County Vehicle for commuting to and from work. Motion carried 4-0. Policy is on file in the Auditor's Office.

**County Assistance:** Motion by Tucholke and seconded by Forrette to deny Case PR2013-04. Motion carried 4-0.

**Assessor:** Kathy Steinlicht reported she is busy working on the entering of property splits, new construction values and the assessment of all property for the 2013 tax year.

**Human Service Agency:** Dr. Charles Sherman reported on the number of admissions to the crisis and detox rooms at Serenity Hills for the period of 7-1-12 to 12-31-12. The Human Service Agency has opened an office within the Central Methodist Church and is open by appointment.

**Weed:** Supervisor Nathan Mueller reported the annual weed conference is February 21 and 22 in Huron. One of the requirements to receive full funding of the weed grant is to send two representatives from the county. The commission agreed two people should attend and suggested a member of the weed board member or a highway department employee attend as the second representative.

**Cropping of ROW:** At the October 2, 2012 meeting the commission discussed a compliant of crops being planted in the right of way and obstructing the view of traffic at intersections. Ordinance 1995-3 prohibits the cropping or the breakup of

ground within the county right of ways. At the October meeting the commission instructed Weed Supervisor Mueller, beginning in the spring of 2013, to maintain the right of way by mowing the crops growing within the right of ways. Public service announcements will be used to remind landowners of the ordinance and the plan to maintain the right of way.

**Distress Warrants:** Present were Sheriff Owen and Treasurer Mueller. Sheriff Owen updated the board on the progress of collecting mobile home distress warrants. Currently the county has some warrants that are undeliverable due to unknown addresses or there is not any property to levy against.

**Unfinished Business:** None

**New Business:** None

**Correspondence:** The commission noted a letter received from a Big Stone City resident on the permit issued for the CAFO in Big Stone Township. Also, noted was a letter from a Melrose Twp resident on SB 179.

**Consent Agenda:** Motion by Forrette and seconded by Tucholke to approve the consent agenda. Motion carried 4-0.

1. Approve the renewal of the contract for 2013 with First District Association of Local Governments for the hosting of a GIS website for \$2000
2. Approve the renewal of the contract for 2013 with First District Association of Local Governments for the parcel layer maintenance for \$6000
3. Approve the renewal of the contract for 2013 with First District Association of Local Governments for the Rural Address Layer Point Map for \$1200

Commissioner Stengel excused himself from the meeting at 9:45 AM

**Claims:** Motion by Forrette and seconded by Tucholke to approve the claims as presented. Motion carried 3-0. AVERA- MILBANK AREA HOSPITAL, prof serv 360.00; AVERA-MILBANK CLINIC, prof serv 106.00; BERENS, supplies 363.95; BOOS & GRAJCZYK, ct appt atty 3,591.00; BUREAU OF INFO & TELE, internet, email & teletype 2,577.00; CENTURLINK, E911 452.73; CUSTODIAN SERVICES, vacuum 327.99; DAKTECH, supplies 169.00; DARYL DRAGT, reimburse 2,000.00; SANDRA FONDER, prof serv 250.00; GRANT CO SHERIFF DEPT, postage 11.72; GRANT-ROBERTS RURAL WATER, water 38.50; BRENDA L HOLTQUIST, prof serv 147.00; HUMAN SERVICE AGCY, 1<sup>st</sup> qtr alloca 7,405.00; INTER-LAKES COMM ACTION, worker 1,986.60; MCLEOD'S, supplies 851.10; GARY & HOLLY MEYER, land purchase



8,040.00; MILBANK AUTO PARTS, parts & supplies 680.34; MILBANK COMMUNICATIONS, qtrly maint 907.50; CITY OF MILBANK, water & sewer 597.25; MOTOROLA, equip 5,592.00; MUNDWILER FUNERAL HOME, co assist 6,494.00; NELSON LAW OFFICE, alloca 3,391.50; NORTHWESTERN ENERGY, nat gas 2,199.28; REED ELSEVIER, services 629.00; DELORIS J RUFER, rent 100.00; SD ASSN CO WEED/PEST BDS, regis 190.00; SD ASSOC OF CO WEED, dues 50.00; SD BUREAU OF ADMIN, flags 179.23; SD DEPT OF REVENUE, lab 157.00; SD DEPT OF TRANS, hwy projects 1,078.70; SD SHERIFF'S ASSN, dues 570.68; THE SHOP, prof serv 110.00; ST WILLIAMS, prof serv 95.40; THE STAR TRIBUNE CO, subsc 136.50; DIANNE STOICK, laundry 35.00; DONALD W STREGE, reimburse 1,935.38; TECHNICAL SUPPORT SOLUTION, election supplies 379.00; QUICK PRO LUBE, oil chg 50.50; TYLER COMPUTER SERVICES, comp supplies 103.00; UPI, propane 135.00; XEROX CORP, copier rental 703.08; ZEM'S, supplies 28.32. TOTALS: \$55,360.05.

WITNESS FEES: \$154.80

Payroll for the following departments and offices for the month of JANUARY 2013 are as follows: COMMISSIONERS 4554.15; AUDITOR 13,236.57; TREASURER 8415.07; STATES ATTORNEY 9557.01; CUSTODIANS 5049.95; DIR. OF EQUALIZATION 6072.10; REG. OF DEEDS 5743.88; VET. SERV. OFFICER 897.00; SHERIFF 15,343.26; COMMUNICATION CTR 12,253.07; EMERGENCY MANAGEMENT 2770.92; ROAD & BRIDGE 44,426.49; PUBLIC HEALTH NURSE 2862.00; VISITING NEIGHBOR 2683.86; ICAP 475.00; LIBRARY 10,224.06; 4-H 4772.64; WEED CONTROL 2857.60; PLAN & ZONING 1453.93. TOTALS: \$153,648.56.

Payroll Claims: FIRST BANK & TRUST, Fed WH 13,188.53; FIRST BANK & TRUST, FICA & Med WH & Match 22,874.72; SDRS, retire 17,161.22; WELLMARK-BLUE CROSS OF SD, Employee and Commission health ins. 38,333.59; WELLMARK-BLUE CROSS OF SD, life ins. 240.68; AMERICAN FAMILY LIFE, AFLAC ins. 1608.84; LEGAL SHIELD, deduction 212.15; OPTILEGRA, ins 232.93; SDSRF, deduction 90.00. TOTAL: \$ 93,942.66.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled meeting dates will be February 19 and March 5 and 19, 2013 at 8 AM. Motion by Tucholke and seconded by Forrette to adjourn the meeting. Motion carried 3-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Guy E. Mann Chairman, Grant County Commission

February 19, 2013

The Grant County Commission met at 8AM with Commissioners Forrette, Dummann, Mann, Stengel and Tucholke present. Chairman Mann called the meeting to order. Motion by Stengel and seconded by Forrette to approve the minutes of the February 4, 2013 meeting. Motion carried 5-0. Minutes filed. Motion by Tucholke and seconded by Dummann to approve the agenda. Motion carried 5-0.

The Auditor's account with the Treasurer for the month of January was noted.

**AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER**

To the Honorable Board of County Commissioners,  
Grant County:

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of the County of Grant as of the last day of January, 2013

Cash on Hand	\$1,643.71
Checks in Treasurer's possession	
less than 3 days	\$21,543.36
Cash Items	\$0.00
<b>TOTAL CASH ASSETS ON HAND</b>	<b>\$23,187.07</b>
 RECONCILED CHECKING	
First Bank & Trust	\$174.86
First Bank & Trust (Svgs)	\$3,280,536.00
 CERTIFICATES OF DEPOSIT	
First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$321,520.08

**TOTAL CASH ASSETS****\$3,625,418.01****GENERAL LEDGER CASH BALANCES:**

General	\$1,512,825.41
General restricted cash	\$516,282.00
Sp. Revenue	\$785,360.24
Sp. Revenue restricted cash	\$0.00
TIF Apportioning Northern Lights	\$0.00
TIF Milbank	\$0.00
TIF Northern Lights	\$321,520.08
Trust & Agency	\$489,430.28
(schools 160,364.09, twps 17,600.15, city/towns 36,924.10)	

**TOTAL GENERAL LEDGER CASH****\$3,625,418.01**

Dated this 5th day of February, 2013

Karen M. Layher

County Auditor

The Sheriff's fees were \$20,128.70 for January with \$2,461.80 receipted into the county treasury. The Register of Deeds fees for the month of January were \$12,249.75. Also noted were the January Clerk of Courts Fees receivable report and the October-December 2012 Quarterly report for the Community Health Nurse.

**Highway:** Supt Schultz presented the agreement contract from the SD DOT for the sign and delineation project designated as PH 8026(29) PCN 02MX. The agreement will contract with Clark Engineering for the sign replacement project for reflectivity as required by the Federal Transportation plan to be completed by 2015. The State will pay 100% of the actual cost of the project for the sign replacement with Federal Section 164 Funds. The county will be required to maintain all the signs. Motion by Dummann and seconded by Stengel to authorize Chairman Mann to sign the agreement on sign replacement. Motion carried 5-0.

**BIDS FOR FUEL**

DATE	BIDDER	ETHANOL	DIESEL #1	DIESEL #2
01/05	UPI	2.927		
	Cenex	3.07		
UPI was the low bidder for Ethanol at 2.927.				
01/11	UPI		3.386	
	Cenex		No Bid	
UPI was the only bidder for a blend of Diesel 1 & 2 at 3.386.				
01/28	UPI	3.202		
	Cenex	3.25		

UPI was the low bidder for Ethanol at 3.202.

**Travel:** Motion by Dummann and seconded by Stengel to approve travel for Auditor Layher to attend the County Welfare Workshop in Pierre and for Weed Supervisor Mueller and board member Robert Mueller to attend the Weed Conference in Huron. Motion carried 5-0.

First District Executive Director Todd Kays rescheduled his appointment for March 19.

**Executive Session:** Motion by Dummann and seconded by Stengel to enter into executive session at 9:03 AM for the purpose of pending litigation issue pursuant to SDCL 1-25-2 (3). Motion carried 5-0. States Attorney Reedstrom and Auditor Layher were present. Chairman Mann declared the meeting open to the public at 9:14 AM. No action taken.

**Unfinished Business:** The commission reviewed an article and notice to be published in March which states cropping of the right-of-way is prohibited and crops planted within the right-of-way will be mowed.

**New Business:** Auditor Layher reviewed with the commission the 2012 Collected / Uncollected Tax report which indicated less than one-half of one percent remains uncollected for the 2011 tax year payable in 2012. A discussion was held on the drainage permit application being published. The commission noted permit applications are listed on the commissioner's agenda and the agenda will be available online once a county website is approved.

**Correspondence:** None

**Consent Agenda:** Motion by Tucholke and seconded by Stengel to approve the consent agenda. Motion carried 5-0.

1. Approve Plats:

2013-07

RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County, South Dakota, that the Plat entitled:

“LOTS 1 & 2, WILLIS HANSON SUBDIVISION,  
located in the NE ¼ of  
Section 18, Township 121 North,  
Range 49 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota (Kilborn Twp)

which has been submitted for examination pursuant to law, has been duly examined, and approved and accepted by the Grant County Planning Commission, and it appearing that all taxes and special assessments have been paid and that such Plat and the survey thereof have been made and executed according to law, the Plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 19<sup>th</sup> day of February, 2013.

Guy E. Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen Layher  
County Auditor  
Grant County, South Dakota

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

I, Karen Layher, do hereby certify that I am the duly elected, qualified and acting County Auditor in and for Grant County, South Dakota, that the above and foregoing is a true, correct and complete copy of the Resolution adopted by the Board of County Commissioners of the County of Grant, South Dakota, at a regular meeting on February 19, 2013, approving the above named Plat by a vote of said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 19<sup>th</sup> day of February, 2013.

Karen Layher  
County Auditor  
Grant County, South Dakota

2013-08

RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County, South Dakota, that the Plat entitled:

“LOT 1, NATHAN HENRICH SUBDIVISION,  
located in the NE ¼ NE ¼ of  
Section 24, Township 121 North,  
Range 47 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota (Big Stone Twp)

which has been submitted for examination pursuant to law, has been duly examined, and approved and accepted by the Grant County Planning Commission,

and it appearing that all taxes and special assessments have been paid and that such Plat and the survey thereof have been made and executed according to law, the Plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 19<sup>th</sup> day of February, 2013.

Guy E. Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen Layher  
County Auditor  
Grant County, South Dakota

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

I, Karen Layher, do hereby certify that I am the duly elected, qualified and acting County Auditor in and for Grant County, South Dakota, that the above and foregoing is a true, correct and complete copy of the Resolution adopted by the Board of County Commissioners of the County of Grant, South Dakota, at a regular meeting on February 19, 2013, approving the above named Plat by a vote of said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 19<sup>th</sup> day of February, 2013.

Karen Layher  
County Auditor  
Grant County, South Dakota

2013-09

#### RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County, South Dakota, that the Plat entitled:

“LOT 2A in LOT 2, SCHANK’S SUBDIVISION,  
located in the SE ¼ of Section 8,  
Township 118 North,  
Range 48 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota (West Adams Twp)

which has been submitted for examination pursuant to law, has been duly examined, and approved and accepted by the Grant County Planning Commission, and it appearing that all taxes and special assessments have been paid and that such Plat and the survey thereof have been made and executed according to law, the Plat

is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 19<sup>th</sup> day of February, 2013.

Guy E. Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen Layher  
County Auditor  
Grant County, South Dakota

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

I, Karen Layher, do hereby certify that I am the duly elected, qualified and acting County Auditor in and for Grant County, South Dakota, that the above and foregoing is a true, correct and complete copy of the Resolution adopted by the Board of County Commissioners of the County of Grant, South Dakota, at a regular meeting on February 19, 2013, approving the above named Plat by a vote of said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 19<sup>th</sup> day of February, 2013.

Karen Layher  
County Auditor  
Grant County, South Dakota

2. Approve auto supplement of \$8040 to Commissioner's Budget 111 for the gift from the Town of Revillo for reimbursement of the land purchase from Gary and Holly Meyer
3. Set March 19 at 9 AM for the public land sale for the property obtained by the county under the Tax Deed process
4. Set March 19 at 9:15 AM for the land lease sale for the county land to be leased in 2013
5. Set March 28 at 11 AM for the annual Highway department bid opening for materials used with consideration of bids on April 2, 2013 at 8:15 AM
6. Approve Fiscal Year 2013 WIC contract amendment to amend the contract to a maximum amount of \$7,406 for reimbursement

**Executive Session:** Motion by Forrette and seconded by Dummann to enter into executive session at 9:30 AM for the purpose of personnel issues pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Auditor Layher, VSO Scott Malimanek and

4-H Advisor Sara Koepke were present. Chairman Mann declared the meeting open to the public at 10:00 AM. Motion by Forrette and seconded by Tucholke to approve a 6 month review salary adjustment to \$13.00 per hour effective on 2-24-13 for Scott Malimanek. Motion carried 5-0. Motion by Tucholke and seconded by Stengel to approve a 3 month review salary adjustment to \$14.90 per hour for Sara Koepke. Motion carried 5-0.

**Sheriff:** Kevin Owen was unable to attend the meeting. The commission reviewed the following statistics for the month of January for the Detention Center and Sheriff's Office. Average Daily inmate population 7; Number of bookings 21; Work release money collected \$1,230.00; 24/7 Preliminary Breath Test (PBT) fees collected \$422.00; SCRAM (alcohol detecting bracelet) fees collected \$1027.00; 24/7 PBT participants 9; SCRAM (Sobriety Program) participants 5; Calls for Service (does not include walk-in traffic) 87; Accidents investigated 10; Civil papers served 80; Cumulative miles traveled 7,329; 911 calls responded to (including Milbank) 67. Sheriff Owen requested approval to order a restraint chair at a cost of \$1500. Motion by Forrette and seconded by Tucholke to approve the request. Motion carried 5-0.

**Claims:** Motion by Forrette and seconded by Stengel to approve the claims as presented. Motion carried 5-0. A-OX WELDING, supplies 445.95; AASON ENGINEERING, hwy projects 2,859.68; AVERA-MILBANK HOSPITAL, lab 288.00; B&R MANUFACTURING, steel 265.13; BIEN PHARMACY, supplies 16.31; BIG STONE CITY, reimburse 35.00; BORNS GROUP, postage 3,057.91; ROGER'S ELECTRIC MOTOR SERVICE, repair & supplies 317.14; CCP INDUSTRIES, supplies 105.68; CENTER POINT, books 468.86; GUMDROP BOOKS, books 1,613.46; CENTURYLINK, 911 & phone 583.07; CHS-BORDER STATES, propane 1,080.70; DEMCO, supplies 367.75; DESIGN ELECTRONICS, recorder 59.99; ALCO, supplies 16.49; EASTSIDE CAR WASH, car wash 13.90; LONG RIDER BOOKS, books 1,170.18; ENGELSTAD ELECTRIC, repair 1,518.10; FIRST DISTRICT, prof serv 8,000.00; SANDRA FONDER, prof serv 150.00; GCC READY MIX, sand 2,684.50; GLACIAL LAKES ASSN, alloca 784.00; GRANT CO SHERIFF DEPT, postage 6.11; GRANT CO TREAS, titles 28.00; GRANT/ROBERTS AMBULANCE, alloca 2,458.33; HARTMAN'S, groc for prisoners 564.26; HEDAHLS AUTO PARTS, parts 703.96; INGRAM, books & AV 587.86; INTER-LAKES COMM ACTION, worker 1,986.60; JOHNSON FEED, road salt 6,078.60; GRANT CO REVIEW, publishing 781.96; KAREN M. LAYHER, reimburse 577.00; LIEBE DRUG, prisoner care 84.81; MACK STEEL WAREHOUSE, steel 816.41; WESTERN BOOKS, books 1,390.95; STEVE'S WORLD, repair 325.98; MCLEOD'S,



supplies 1,193.48; MIDCONTINENT COMMUNICATION, internet 68.90; MILBANK COMMUNICATION, pagers 2,300.00; NATIONAL SHERIFFS ASSOC, dues 50.00; NEWMAN TRAFFIC SIGNS, supplies 158.90; NOVAK SANITARY SERVICE, prof serv 68.94; OFFICE PEEPS, supplies 89.32; OTTER TAIL POWER CO, electricity 4,088.18; OVERDRIVE, maint 1,500.00; THE PENWORTHY CO, books 1,442.10; PHEASANTLAND IND, supplies 91.42; MILL-VALLEY IND, iron 83.26; RC COMMUNICATIONS, 911 95.96; RELIABLE OFFICE SUPPLIES, supplies 270.03; DELORIS J RUFER, rent 200.00; RUNNINGS, parts & supplies 111.49; SCHUNEMAN EQUIP, parts & supplies 85.89; SDACO, ROD Modernization fee 364.00; SD ATTORNEY GEN, 24-7 fee 30.00; SD DEPT OF REVENUE, lab 35.00; SDSU-COOP EXTENSION SERVICE, regis 65.00; SEEHAFFER HARDWARE HANK, supplies 268.19; STATE OF SD, paper & tools 226.50; ITC, internet, 911 & phone 1,398.17; STURDEVANTS, supplies 13.80; ALEXANDER R THOMPSON, rent 100.00; QUICK PRO-LUBE, oil chg 89.70; T&T HEAT & AC, prof serv 3,197.75; TRAPP PLUMBING, prof serv 533.66; TREVETT'S CAFÉ, meals for prisoners 680.00; TWIN VALLEY TIRE, tires 2,377.20; TYLER COMPUTER, comp supplies 186.50; UPI PETROLEUM, propane, gas & diesel 9,379.45; VALLEY OFFICE PRODUCTS, supplies 1,716.14; THE VALLEY SHOPPER, ad 40.30; VERIZON WIRELESS, phone 58.20; VISA, gas, parts & supplies 1,288.52; CITY OF WATERTOWN, 911 alloca 6,751.56; WESTMAN FREIGHTLINER, parts 554.64; WHETSTONE VALLEY ELEC COOP, electricity 704.32; WICK COMMUNICATIONS, subsc 160.00; WITTROCK & SON, garbage service 159.00; WW TIRE SERVICE, prof serv 768.00; XEROX CORP, copier rent 497.76. TOTAL: \$ 85,833.86.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled meeting dates will be March 5 and 19, 2013 at 8 AM. Motion by Forrette and seconded by Dummann to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Guy E. Mann Chairman, Grant County Commission

March 5, 2013

The Grant County Commission met at 8AM with Commissioners Forrette, Dummann, Mann and Tucholke present. Chairman Mann called the meeting to order. Commissioner Stengel was absent. Motion by Dummann and seconded by Forrette to approve the minutes of the February 19, 2013 meeting. Motion carried 4-0. Minutes filed. Motion by Forrette and seconded by Tucholke to approve the agenda. Motion carried 4-0.

**Highway:** Supt Schultz reviewed the 2012 Project Cost Journal with the commission. The summary reported the county maintained 280.25 miles of gravel at a cost of \$2844.16 per mile; 177.25 miles of asphalt maintained at a cost of \$5330.91 per mile. The county mowed 457.5 miles at a cost of \$21,476.41 and the total cost of bridge / culvert work in 2012 was \$271,843.73. **Bike Path:** The commission discussed the application deadline for the trails grant and asked Supt. Schultz to contact Big Stone City Mayor Deb Wiik on the Dike Road bike path project and to report back at the next meeting.

**BIDS FOR FUEL**

DATE	BIDDER	ETHANOL	DIESEL #1	DIESEL #2
02/05	UPI		3.515	
	Cenex		3.64	

UPI was the low bidder for a blend of Diesel 1 & 2 at 3.515.

02/13	UPI	No Bid	No Bid
	Cenex	3.57	3.85

Cenex was the low bidder for Ethanol at 3.57 and for a blend of Diesel 1 & 2 at 3.85.

02/20	UPI	No Bid
	Cenex	3.85

Cenex was the low bidder for a blend of Diesel 1 & 2 at 3.85.

**Haul Roads:** Present were David Krueger, Rodney Thaden and P & Z Officer Krista Atyeo-Gortmaker. David stated he had discussed with Commissioner Stengel having haul road agreements with the townships as condition of a CAFO permit. He reported on the meeting of the Towns and Township Association where their attorney had spoken on haul road agreements which must be reasonable in nature as the agreement is meant to cover damage to the road beyond the normal maintenance level. Discussion continued on the existing ordinance which does allow the P & Z board to apply a condition to a permit such as a haul road agreement. They asked for consideration to be given to township boards to allow

the board to provide input on a CAFO permit that may affect their road system. The commission requested Krista to research the issue and report back.

**States Attorney:** Mark Reedstrom reported a convicted felon is appealing their conviction to the Supreme Court. As the court appointed attorney for the defendant, Chad Nelson will be preparing the brief. States Attorney Reedstrom discussed with the commission the expenses that will be incurred by Attorney Nelson as it is the consensus of the members present this expense is outside of the Public Defender's contract. The additional expenses will be submitted at the court appointed attorney's rate for the commission's approval.

**Sheriff:** Kevin Owen reported he will be meeting with Big Stone Power Plant officials to discuss law enforcement coverage during the construction period at the plant.

Commissioner Dummann excused himself from the meeting at 9:30AM.

**Travel:** Motion by Tucholke and seconded by Forrette to approve travel expenses for Hwy Supt Schultz to attend the Short Course in Deadwood and for Commissioner Tucholke to attend the Commissioners Spring workshop. Motion carried 3-0.

**County Assistance:** Motion by Forrette and seconded by Tucholke to deny case PR 2013-05. Motion carried 3-0. Motion by Forrette and seconded by Tucholke to deny case PR 2013-06. Motion carried 3-0.

**Website:** The commission reviewed a quote from Tracy Grant, owner of Studio Imagen for designing a county website. The base cost for the design of the site is \$3511 and will take 6 to 10 weeks to complete. The monthly hosting and maintenance fee is \$60 per month. Motion by Tucholke and seconded by Forrette to approve the county website project. Motion carried 3-0.

**911 Annual Report:** The 2012 – 911 Annual report was reviewed. The fund balance at year end is \$39,931.53. The 911 Fund revenues were \$84,112.88 with \$67,461.30 of expenses.

**General Fund Report:** Auditor Layher discussed the general fund cash analysis report. Under SDCL 7-21-18.1 the law states the general fund unassigned cash balance of the general fund may not exceed 40% of all general fund appropriations contained in the budget for the next fiscal year. The unassigned cash for December

31, 2012 is \$1,110,016.44 and the percentage is 23.94% of the 40% general fund cash test.

**2012 Annual Report:** Auditor Layher presented the 2012 annual report to the Board. Presented for review was the Statement of Net Position Exhibit I and Statement of Activities Exhibit II for budgetary comparison of government activities by type. The January 1, 2012 beginning net position was 3,449,128.37 and the December 31, 2012 net position balance is 3,439,401.20 indicating a change in assets of \$9727.17 for 2012. Motion by Tucholke and seconded by Forrette to accept the annual report as presented and for publication. Motion carried 3-0. The annual report is on file in the Auditor's Office.

**Meeting Date:** Motion by Tucholke and seconded by Forrette to change the next meeting date to **Monday March 18** instead of Tuesday the 19 due to conflicts. Motion carried 3-0.

**Range Fire Suppression:** A letter from the SD Dept. of Agriculture Wildland Fire Suppression was reviewed requesting the county to provide the department with a list of individuals who would be authorized to request assistance from the State of South Dakota, under the County Rangeland Fire Protection Agreement in the event of a wild range land fire. Motion by Forrette and seconded by Tucholke to approve the Fire Chief from each organized Fire Department, namely Milbank- Kevin Schuelke, Big Stone City- Joe Wiik, Revillo- Jared Engebretson, LaBolt- Tom Peschong and Marvin-Rodney Smith, Stockholm- Jake Wientjes and Commissioner Guy E. Mann, Paul Dumann, David Forrette, Doug Stengel and Clayton Tucholke as the authorized individuals to request the assistance. Motion carried 3-0.

**Unfinished Business:** None

**New Business:** None

**Correspondence:** An invitation was noted to attend a public meeting on March 19 for the Big Stone Plant air quality control system project. The February report from 4-H Advisor Sara Koepke was reviewed.

**Consent Agenda:** Motion by Tucholke and seconded by Forrette to approve the consent agenda. Motion carried 3-0.

1. Approve auto supplement of revenue and expense in the amount of \$2300 to EM Budget #222 for Homeland Security Grant for the purchase of pagers

2. Approve auto supplement of revenue and expense in the amount of \$5592 to EM Budget #222 for Homeland Security Grant for the purchase of radios

**Claims:** Motion by Forrette and seconded by Tucholke to approve the claims as presented. Motion carried 3-0. BUREAU OF INFO & TELE, internet & email 332.00; EASTSIDE CAR WASH, parts 43.90; ENGELSTAD ELECTRIC, lib project 450.07; WAYDE FRAASCH, prof serv 35.00; FREMAREK, supplies 297.65; G&K SERVICES, supplies 244.14; GRANT CTY CONSER DIST, alloca 12,000.00; GRANT-ROBERTS RURAL WATER, water 42.00; GRANT/ROBERTS AMBULANCE, alloca 2,458.33; BRENDA L HOLTQUIST, prof serv 122.50; LABOLT DEVELOP CO, rent 70.00; MIDCONTINENT COMM, internet 68.90; CITY OF MILBANK, water & sewer 579.75; NORTHWESTERN ENERGY, nat gas 1,805.25; PUMPKIN BOOKS, books 156.47; REED ELSEVIER, services 629.00; SD ASSN CO COMM, regis 200.00; SD ASSN CO HWY SUPTS, regis 80.00; SD DEPT OF REVENUE, lab 279.00; SD DEPT OF TRANS, hwy project 47.85; ST WILLIAMS, prof serv & LEPC mtg 226.00; STATE OF SD, tools & supplies 10.50; CONSTANCE STOEBNER, prof serv 1,523.80; STUDIO IMAGEN, prof serv 500.00; THOMPSON PUBLISH, subsc 536.99; QUICK PRO LUBE, oil chg 39.50; TOP QUALITY MFG, supplies 69.90; THE VALLEY SHOPPER, publishing 40.30; WEST PAYMENT CTR, subsc 38.66. TOTAL: \$22,927.46.

Payroll for the following departments and offices for the month of FEBRUARY 2013 are as follows: COMMISSIONERS 4554.15; AUDITOR 13,990.57; TREASURER 9042.31; STATES ATTORNEY 10,082.17; CUSTODIANS 5327.10; DIR. OF EQUALIZATION 3356.17; REG. OF DEEDS 5997.81; VET. SERV. OFFICER 1121.25; SHERIFF 15,506.65; COMMUNICATION CTR 10,896.90; EMERGENCY MANAGEMENT 3184.20; ROAD & BRIDGE 52,153.72; PUBLIC HEALTH NURSE 3390.40; VISITING NEIGHBOR 2380.67; ICAP 598.50; LIBRARY 11,354.38; 4-H 2709.38; WEED CONTROL 3208.30; PLAN & ZONING 2480.23; CORONER 121.00. TOTALS: \$161,455.86.

Payroll Claims: FIRST BANK & TRUST, Fed WH 14,971.62; FIRST BANK & TRUST, FICA & Med WH & Match 24,067.74; SDRS, retire 18,172.42; WELLMARK-BLUE CROSS OF SD, Employee and Commission health ins. 38,333.59; WELLMARK-BLUE CROSS OF SD, life ins. 240.68; AMERICAN FAMILY LIFE, AFLAC ins. 1608.84; LEGAL SHIELD, deduction 212.15; OPTILEGRA, ins 232.93; SDSRF, deduction 90.00. TOTAL: \$ 97,929.97.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled meeting dates will be March 18 and April 2 and 16, 2013 at 8 AM. Motion by Forrette and seconded by Tucholke to adjourn the meeting. Motion carried 3-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Guy E. Mann Chairman, Grant County Commission

March 18, 2013

The Grant County Commission met at 8AM with Commissioners Mann, Stengel and Tucholke present. Chairman Mann called the meeting to order. Commissioners Dummann and Forrette were absent. Motion by Stengel and seconded by Tucholke to approve the minutes of the March 5, 2013 meeting. Motion carried 3-0. Minutes filed. Motion by Tucholke and seconded by Stengel to approve the agenda. Motion carried 3-0.

The Auditor's Account with the Treasurer for the month of February was noted.

#### **AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER**

To the Honorable Board of County Commissioners,  
Grant County:

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of the County of Grant as of the last day of February, 2013

Cash on Hand	\$1,765.23
Checks in Treasurer's possession	
less than 3 days	\$21,696.52
Cash Items	\$0.00
<b>TOTAL CASH ASSETS ON HAND</b>	<b>\$23,461.75</b>
 RECONCILED CHECKING	
First Bank & Trust	\$2,028.55

First Bank & Trust (Svgs)	\$3,051,502.00
CERTIFICATES OF DEPOSIT	
First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$321,522.82
<b>TOTAL CASH ASSETS</b>	<b>\$3,398,515.12</b>
<b>GENERAL LEDGER CASH BALANCES:</b>	
General	\$1,435,292.53
General restricted cash	\$516,282.00
Sp. Revenue	\$708,160.49
Sp. Revenue restricted cash	\$0.00
TIF Apportioning Northern Lights	\$0.00
TIF Milbank	\$0.00
TIF Northern Lights	\$321,522.82
Trust & Agency	\$417,257.28
(schools 203,740.25, twps 13,162.73, city/towns 38,708.58)	
<b>TOTAL GENERAL LEDGER CASH</b>	<b>\$3,398,515.12</b>

Dated this 5th day of March, 2013  
Karen M. Layher  
County Auditor

The Sheriff's fees were \$9,834.80 for February with \$4,263.76 receipted into the county treasury. The Register of Deeds fees for the month of February were \$8,166.75.

**Highway:** Hwy. Supt Kerwin Schultz reported he had met with Big Stone City Mayor Deb Wiik, Councilman Doug Gulley and Commissioner Stengel on the Big Stone Bike Path project. The bike path route suggested would be from the Dike Road, turning north to connect to the park. Big Stone City has applied for a Safe Route to School Grant. Discussion was held on if there is enough ground available for a bike path leading to the park as Kerwin reported the land drops off and would require a large amount of rip rap to secure the foundation of a path. Kerwin will have the snow cut back to obtain a better look at the ground available for a path and will report back at the next meeting.

**Tax Deed Sale:** The following parcels were sold at auction as follows:

**Big Stone City**

Parcel: 25.00.38.09. Legal Description: Consolidate Plat, Lots 7-9, Block 38

Motion by Tucholke and seconded by Stengel to remove from the tax deed sale the property listed for Big Stone City and to adopt resolution 2013-10 to deed the property to the City of Big Stone for \$1.00. Motion carried 3-0.

RESOLUTION

2013-10

TAX DEED PROPERTY TO BIG STONE CITY

WHEREAS, Grant County has a Tax Deed to certain property, and wishes to deed such property to Big Stone City, and

WHEREAS, SDCL 6-5-2 gives Grant County, a political subdivision of the State of South Dakota, the power to convey and transfer any real property which is now or may hereafter be held or owned by it to another subdivision of the State of South Dakota, and

WHEREAS, the Grant County Board of Commissioners deems it advisable and to the best interests of the public to convey such property to the Town of Big Stone City, a political subdivision of the State of South Dakota, and

THEREFORE, be it resolved on a motion of Tucholke, seconded by Stengel that Grant County execute and deliver a Quit Claim Deed to Big Stone City for the following described property:

Consolidated Plat, Lots 7-9, Block 39, Big Stone City

BE IT ALSO RESOLVED, Big Stone City shall pay to Grant County the sum of one dollar (\$1.00) for the described property.

Upon roll call the Commissioners voted 3 yea and 0 nay.

Whereupon the Chairman declared the same to be duly passed and adopted.

Dated this 18<sup>th</sup> day of March, 2013 at Milbank, South Dakota.

Guy E. Mann  
Chairman

ATTEST:

Karen M. Layher  
Grant County Auditor



**Strandburg**

Parcel: 23.02.01.08. Legal Description: Lots 7 & 8, Block 1, Norton's Addition  
This property has a special assessment of \$1,487.50 attached to the property. Sold to Jesse Buth for \$100 plus special assessment costs.

Parcel: 23.02.01.09. Legal Description: Lot 9, Block 1, Norton's Addition  
This property has a special assessment of \$2,110.00 attached to the property. Sold to Tim Rufer for \$100 plus special assessment costs.

**Marvin**

Parcel: 20.01.03.14. Legal Description: Except ROW of Lot 11 & all of Lots 12-14, Block 3, Davidson's Addition. Sold to Leon Gapp for \$100.

**Land Lease:** The land lease sale was held at 9:15 AM and the following bids were received:

1. Part of the NW ¼ NW ¼ 33-120-47 (About 15 Acres) Alban Twp. leased to Mielitz Brothers for \$750.00.
2. S ½ NE ¼ of 8-120-51 (40 Acres) Mazeppa Twp. The lease will be offered to John Moes, who has leased the land in prior years.

**Travel:** Motion by Stengel and seconded by Tucholke to approve travel for EM Director Sheryl Ward to attend a Liaison Conference in Sioux Falls and to approve mileage reimbursement for VSO Scott Malimanek to attend a Chapter and Department Service Officer training for the DVA in Deadwood as the training would be beneficial for the county VSO officer. Motion carried 3-0.

**Big Stone Fire Dept:** Commissioner Stengel reported the Big Stone Fire Department is in the process of locating a newer grass fire truck for their department and asked if the monies that were allocated by the county for the purchase of a new truck could be applied to the purchase of the grass fire truck. The commission consensus was to allow the fire department to use the allocation for either vehicle the department purchases.

**Consent Agenda:** Motion by Stengel and seconded by Tucholke to approve the consent agenda. Motion carried 3-0.

1. Plats Approval:

2013-11

**RESOLUTION**

BE IT RESOLVED, by the Board of County Commissioners of Grant County, South Dakota, that the Plat entitled:

“LOT 4, PUFAHL ADDITION,  
located in Government Lots 3  
and 4 and the W ½ SE ¼ of  
of Section 23, Township 121 North,  
Range 48 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota” (Melrose Twp)

which has been submitted for examination pursuant to law, has been duly  
examined, and approved and accepted by the Grant County Planning Commission,  
and it appearing that all taxes and special assessments have been paid and that such  
Plat and the survey thereof have been made and executed according to law, the Plat  
is hereby approved, and the County Auditor is hereby authorized and directed to  
endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 18<sup>th</sup> day of March, 2013.

Guy E Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen M. Layher  
County Auditor  
Grant County, South Dakota

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

I, Karen M. Layher, do hereby certify that I am the duly elected, qualified and  
acting County Auditor in and for Grant County, South Dakota, that the above and  
foregoing is a true, correct and complete copy of the Resolution adopted by the  
Board of County Commissioners of the County of Grant, South Dakota, at a  
regular meeting on March 18, 2013, approving the above named Plat by a vote of  
said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 18<sup>th</sup> day of  
March, 2013.

Karen M. Layher  
County Auditor  
Grant County, South Dakota

2013-12

RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County,  
South Dakota, that the Plat entitled:

“LOT 1, TIM HOLTQUIST SUBDIVISION,  
located in the W ½ NW ¼ of  
Section 26, and the NE ¼ of  
Section 27, Township 121 North,  
Range 47 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota” (Big Stone Twp)

which has been submitted for examination pursuant to law, has been duly  
examined, and approved and accepted by the Grant County Planning Commission,  
and it appearing that all taxes and special assessments have been paid and that such  
Plat and the survey thereof have been made and executed according to law, the Plat  
is hereby approved, and the County Auditor is hereby authorized and directed to  
endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 18<sup>th</sup> day of March, 2013.

Guy E Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen M. Layher  
County Auditor  
Grant County, South Dakota

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

I, Karen M. Layher, do hereby certify that I am the duly elected, qualified and  
acting County Auditor in and for Grant County, South Dakota, that the above and  
foregoing is a true, correct and complete copy of the Resolution adopted by the  
Board of County Commissioners of the County of Grant, South Dakota, at a  
regular meeting on March 18, 2013, approving the above named Plat by a vote of  
said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 18<sup>th</sup> day of  
March, 2013.

Karen M. Layher  
County Auditor  
Grant County, South Dakota

2013-13

RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County,  
South Dakota, that the Plat entitled:

“LOT 1, LAYHER RANCH SUBDIVISION,

located in the S ½ SE ¼ of  
Section 20, Township 121 North,  
Range 48 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota” (Melrose Twp)

which has been submitted for examination pursuant to law, has been duly examined, and approved and accepted by the Grant County Planning Commission, and it appearing that all taxes and special assessments have been paid and that such Plat and the survey thereof have been made and executed according to law, the Plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 18<sup>th</sup> day of March, 2013.

Guy E Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen M. Layher  
County Auditor  
Grant County, South Dakota

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

I, Karen M. Layher, do hereby certify that I am the duly elected, qualified and acting County Auditor in and for Grant County, South Dakota, that the above and foregoing is a true, correct and complete copy of the Resolution adopted by the Board of County Commissioners of the County of Grant, South Dakota, at a regular meeting on March 18, 2013, approving the above named Plat by a vote of said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 18<sup>th</sup> day of March, 2013.

Karen M. Layher  
County Auditor  
Grant County, South Dakota

2013-14

RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County, South Dakota, that the Plat entitled:

“LOT 1, FERDY ZIRBEL SUBDIVSION,  
located in the S ½ SW ¼ of

Section 3, Township 121 North,  
Range 52 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota  
(Former Sisseton and Wahpeton  
Indian Reservation)” (Blooming Valley Twp)

which has been submitted for examination pursuant to law, has been duly examined, and approved and accepted by the Grant County Planning Commission, and it appearing that all taxes and special assessments have been paid and that such Plat and the survey thereof have been made and executed according to law, the Plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 18<sup>th</sup> day of March, 2013.

Guy E Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen M. Layher  
County Auditor  
Grant County, South Dakota

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

I, Karen M. Layher, do hereby certify that I am the duly elected, qualified and acting County Auditor in and for Grant County, South Dakota, that the above and foregoing is a true, correct and complete copy of the Resolution adopted by the Board of County Commissioners of the County of Grant, South Dakota, at a regular meeting on March 18, 2013, approving the above named Plat by a vote of said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 18<sup>th</sup> day of March, 2013.

Karen M. Layher  
County Auditor  
Grant County, South Dakota

**Sheriff:** Kevin Owen was unable to attend the meeting and provided the Commission the following statistics for the month of February for the Detention Center and Sheriff’s Office. Average Daily inmate population 8; Number of bookings 24; Work release money collected \$1,550.00; 24/7 Preliminary Breath

Test (PBT) fees collected \$364.00; SCRAM (alcohol detecting bracelet) fees collected \$0.00; 24/7 PBT participants 7; SCRAM (Sobriety Program) participants 4; Calls for Service (does not include walk-in traffic) 72; Accidents investigated 12; Civil papers served 72; Cumulative miles traveled 6,561; 911 calls responded to (including Milbank) 57.

**Loss Control Policy:** The commission reviewed the Grant County Safety/Loss Control Policy. The object of the risk management and loss control program is to protect people and to preserve the assets and revenues of the county. The Commission and Loss Control Committee will be responsible to see that the program is implemented according to the policy statement. Committee members will be the Auditor Karen Layher, Maintenance Dave Larsen, Hwy Supt. Kerwin Schultz, Sheriff Kevin Owen and Commissioner Clayton Tucholke. A motion to approve the Safety / Loss Control Policy was moved by Tucholke and seconded by Stengel. Motion carried 3-0. Policy is on file in the auditor's office.

**Tobacco Coalition:** Present were Joan Frerichs, Heidi Lundborg, Chely Wellnitz and Chief of Police Boyd Van Vooren. The Tobacco Coalition received a \$25,000 grant from South Dakota to promote smoke free communities. The goal of the local Tobacco Coalition is to have tobacco free schools, city and county properties in Grant County. The coalition is encouraging adults to be a role model to our children by not using tobacco products as it is hazardous to our health and community. The coalition encouraged the commission to consider adopting a policy to implement smoke free county properties. The commission thanked the coalition for their presentation.

**Unfinished Business:** None

**New Business:** None

**Correspondence:** The commission is invited to attend an informational meeting on the Big Stone Power Plant upgrade on March 19. A letter was read from the Secretary of the Interior informing the commission due to the sequestration being implemented the counties receiving Payment in Lieu of Taxes (PILT) monies, a reduction of 5.1% applies to the 2013 payments. The Lake Region District meeting will take place on April 8 with county commissioners and officials in attendance.

**Claims:** Motion by Tucholke and seconded by Stengel to approve the claims as presented. Motion carried 3-0. AVERA-MILBANK AREA HOSPITAL, lab

360.00; BERENS, supplies 157.80; BORNES GROUP, postage 2,860.66; ROGER'S ELEC MOTOR SERV, repair 409.92; BUTLER MACHINERY, parts 30.50; CENTER POINT, books 419.24; CENTURLINK, 911 & phone 583.07; CHS-BORDER STATES COOP, gas & diesel 16,169.09; CREATIVE CO, books 320.20; CREATIVE ED, books 661.41; DATASPEC, maint 399.00; DEMCO, supplies 275.46; DESIGN ELECTRONICS, supplies 3.49; EAST RIVER ELEC COOP, tower rent 576.00; EASTSIDE CAR WASH, car wash 157.28; MILBANK REFRIGERATION, repair 70.00; MARV EKEREN, prof serv 15.00; ENGELSTAD ELEC, prof serv 712.16; FIRST DISTRICT, alloca 6,450.00; THE FLOWER SHOPPE, supplies 55.00; G&K SERVICES, supplies 244.14; GILLUND ENTERPRISES, supplies 343.64; FOOD-N-FUEL, mtg supplies 44.96; GLOBAL GOV/ED SOLUTIONS, comp supplies 891.52; GRANT CO TREAS, postage 102.00; HARTMAN'S, supplies & groc for prisoners 733.54; HEDAHLS AUTO PARTS, supplies 93.42; SD MAGAZINE, subsc 23.00; HURON CROSSROADS, rooms 299.96; INGRAM, books & AV 1,210.95; INTER-LAKES COMM ACTION, worker 1,986.60; ITC, 911, internet & phone 1,316.41; GRANT CO REVIEW, publishing 396.56; LABOLT DEVELOP, internet & rent 70.00; LEWNO LAW OFFICE, prof serv 300.92; THE LIBRARY STORE, supplies 414.15; MAC'S, supplies 29.99; MAINT ENGINEERING, supplies 565.77; MCLEOD'S, supplies 56.54; MICROMARKETING, DVD's 117.11; MIDAMERICA BOOKS, books 443.80; MIKELSON LAW OFFICE, prof serv 198.84; MILBANK AUTO PARTS, parts & supplies 1,653.25; MILBANK LUMBER, supplies 28.55; NELSON LAW OFFICE, alloca 3,391.50; NORTH CENTRAL INT'L, parts 249.54; NORTHWESTERN ENERGY, nat gas 574.57; NOVAK SANITARY SERVICE, prof serv 35.00; OTTER TAIL POWER, electricity 3,807.22; MILL-VALLEY IND, supplies 72.46; PRAIRIE LAKES HOSPITAL, lab 86.00; RC COMMUNICATIONS, 911 95.96; REDWOOD TOXIC LAB, supplies 384.35; CATHY REHFUSS, prof serv 15.00; REIMAN, subsc 24.00; DELORIS RUFER, rent 100.00; RUNNINGS, supplies 422.65; SANITATION PRODUCTS, parts 687.95; ROBIN SCHRUPP, reimburse 1,100.00; SCHUNEMAN EQUIP, parts & supplies 1,444.10; SD ASSN CO COMM, CLERP 3,332.04; SD DEPT OF REVENUE, lab, sales & excise tax 137.13; SD PUB ASSURANCE ALLIANCE, insurance 2,194.00; SD STATE HIST SOC, dues 35.00; SDACES, dues 40.00; SDSU-COOP EXTENSION, supplies 175.50; SEEHAFFER HARDWARE HANK, supplies 68.08; SHEPHERD REPORTING, prof serv 55.00; ST WILLIAM'S, prof serv 180.90; STREET GRAPHEX, supplies 213.84; STENGEL SEED & GRAIN, prof serv 45.00; KAREN SWANDA, prof serv 30.00; ALEXANDER R THOMPSON, rent 50.00; QUICK PRO LUBE, oil chg 103.43; TREVETT'S CAFÉ, prisoner meals 735.00; TYLER COMPUTER, supplies 1,493.00; UPI PETROLEUM, propane & diesel

5,019.00; VALLEY OFFICE PRODUCTS, supplies 913.75; VERIZON WIRELESS, phone 58.20; VISA, parts 197.31; CITY OF WATERTOWN, 911 fee 6,732.34; WEST PAYMENT CTR, ref mat 29.00; WHETSTONE VALLEY ELEC COOP, electricity 859.90; WITTROCK & SON, garbage service 159.00; XEROX, copier rent 779.82; YANKTON CO SHERIFF, prof serv 50.00. TOTAL: \$78,427.44.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled regular meeting dates will be April 2 and 16, 2013 at 8 AM. The county and consolidated boards of equalization will begin on April 9, 2013. Motion by Stengel and seconded by Tucholke to adjourn the meeting. Motion carried 3-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Guy E. Mann, Chairman, Grant County

April 2, 2013

The Grant County Commission met at 8AM with Commissioners Forrette, Dummann, Mann, Stengel and Tucholke present. Chairman Mann called the meeting to order. Motion by Tucholke and seconded by Stengel to approve the minutes of the March 18, 2013 meeting. Motion carried 5-0. Minutes filed. Motion by Forrette and seconded by Dummann to approve the agenda. Motion carried 5-0. Members of the public present were Kate Capp, David Krueger and Rodney Thaden.

The March activity report and the April calendar from the 4-H Advisor were noted as was the Clerk of Courts Fees Receivable Report for February 2013.

**Drainage:** Chairman Mann adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. Present were P & Z Officer Krista Atyeo-Gortmaker. Drainage Permit DR 2013-01 for Pauli Farms Inc. in the East ½ NW ¼ of 16-119-48 will remove excess water and pooling of water on the 80 acre



parcel. Motion by Tucholke and seconded by Dummann to approve DR 2013-01. Motion carried 5-0. Drainage Permit DR 2012-16 is being amended by Jerry Bury with Permit DR2013-02 with the addition of a lateral into a pond in the NE ¼ of 10-120-48, with a main tile running from north to south crossing the Tostenson land into a natural run for the purpose to be able to farm the land easier. Signature for the out of town resident is pending and work will begin once the signature is secured. Motion by Stengel and seconded by Tucholke to approve DR 2013-02. Motion carried 5-0. Drainage Permit DR 2013-03 by Jerry Bury is for the SW ¼ and SE ¼ in 22-120-48 to be able to farm the land easier. The signatures of owner and adjoining landowner were submitted at the time of application. Motion by Stengel and seconded by Tucholke to approve DR 2013-03. Motion carried 5-0. Karels/Thiele Complaint: Krista brought forth the Karels/Thiele complaint from last fall when it was motioned to direct her to contact Darwin Thiele to inform him to bury the inlet to make the tile a closed drain. Krista reported the inlet has not been capped by Darwin. Karels has moved their inlets back further into their field. The board instructed the Drainage Officer to send another letter to Darwin Thiele instructing him to plug the inlet or to make an appointment with the Drainage Board. This concluded the business for the drainage board. Chairman Mann adjourned the Drainage Board and reconvened the Board of Commissioners.

**Annual Bids:** The bids for the annual highway bid letting that were received and opened on March 28, 2013 at 11AM as per the bid notice were reviewed for consideration. The Board awarded the following bids.

**1. Paver Laid Asphalt**

**Bituminous Paving, Inc** - Short patches 100' to 1000' in length \$78.00 per ton. 1-3 miles of Class D asphalt overlay \$68.00 per ton. For Class D Asphalt picked up at plant is \$65.00 per ton.

**McLaughlin** - \$105.00 per ton. Picked up at plant \$68.50 per ton  
Motion by Dummann and seconded by Tucholke to accept both bids of Bituminous Paving and McLaughlin. Motion carried 5-0.

**2. Liquid Asphalts**

	MC3000
<b>Jebro</b>	653.78
<b>Flint Hills</b>	640.57

Motion by Stengel and seconded by Forrette to accept the bid of Flint Hills.  
Motion carried 5-0.

**3.Rental Rates on Equipment**

**Butler Machinery:** Rates on file in Auditor's Office  
Motion by Dummann and seconded by Tucholke to accept the bid of Butler for equipment rental rates. Motion carried 5-0.

**4. Pre-stressed Concrete Decking****Concrete Box Culvert**

	20'	30'	40'	7X3	8X6	10X4
<b>Cretex</b>	\$2134.00 ea.	\$2967.00 ea.	\$3811.00 ea.	\$346.00	\$432.00	\$445.00

Motion by Tucholke and seconded by Stengel to accept the bid of Cretex. Motion carried 5-0.

**Highway:** Supt. Schultz reported he has inspected the bike path site for the portion connecting from the Dike Road to the park in Big Stone City and is concerned there may not be enough ground width for a path due to the steep drop off. Mayor Wiik has reported to Kerwin the grant for the Safe Routes to Schools is not completed and will provide a copy of their grant application as soon as it is available. **Approach Permit:** A discussion was held on adopting a permit application for the installation of a road approach unto a county road. Currently, verbal approval is given before an approach may be built to access a county road. Under SDCL 31-24-6 it does state no entrance may be constructed until the landowner has obtained a permit from the authority whose duty it is to maintain the highway and the entrance shall be constructed in accordance with the plans approved by the authority. Supt Schultz would like the permit form to be available on the county website when the website is completed. There would not be any cost for the permit as it is a resource to track where new approaches are installed. Motion by Tucholke and seconded by Stengel to approve the permit application form for an approach access to be used by the highway department with no fee established for the permit. Motion carried 5-0.

**First District:** Executive Director Todd Kays reported on the agency's activities, funding sources, economic development and staff duties. He reported First District provides assistance to local government entities. Some of the county projects the staff has provided assistance to the county include 911 Database Management, E-911 Address Assignment, County Address Range GIS Data Set Maintenance, Road Centerline GIS Data Set Maintenance, IMS Website Maintenance, Parcel Layer GIS Data Set Maintenance, Voter Ward Re-districting, updated the Rural Address Point Layer Map, Updated County Zoning Map and Henze Bike Trail Grant and DOT Enhancement Grant. Commissioner Stengel asked if a GPS unit installed on a tractor/mower could be used to determine the edge of the road ROW as beginning this spring crops that are planted within the ROW will be mowed. Todd will research this issue with the GIS staff and report back.

**DOE:** Kathy Steinlicht met with the Board as part of her annual review of her office as per SDCL 10-3-14. Kathy reported on the assessment process, the ag productivity method used to value ag land, soil survey rating and equalization

board hearings scheduled to begin on April 9. Also, she reported she is in the process of interviewing for the deputy assessor position.

**Travel:** Motion by Stengel and seconded by Dummann to approve travel for Auditor Layher and Treasurer Mueller to attend SDACO Spring Workshop in Pierre and for Sheriff Owen to attend Conference in Deadwood. Motion carried 5-0.

**County Assistance:** Motion by Forrette and seconded by Tucholke to deny case PR 2013-07. Motion carried 5-0.

**Sheriff:** Kevin Owen presented a quote from Milbank Communications to provide paging to text service for first responders. Kevin explained the page for the first responders would go out to the first responders both by radio and by a text message received through the first responder's cell phone number. The service has been provided in a test environment for approximately two months and has received positive feedback from the first responders. The first responders who want to receive the text message will need to provide their cell number to the Sheriff who will maintain the list for active duty personnel only. Motion by Tucholke and seconded by Stengel to approve the expenditure with Milbank Communications for the text paging service for an annual cost of \$900.00. Motion carried 5-0. **Inmate Phone System:** Sheriff Owen reported the current inmate phone service, SECURUS, has contacted him concerning an upgrade to their phone service. Another company, Reliance, has contacted him on providing inmate phone service. Motion by Tucholke and seconded by Dummann to allow Sheriff Owen to review both companies and make a determination on the selection of the vendor. Motion carried 5-0.

**Abatement:** Motion by Dummann and seconded by Tucholke to abate \$6.50 in taxes for tax year 2012 on Parcel 20.06.27.01, owned by Leon Gapp, located in First Addition, OL 1 & Block 1 & 2 Less RTY & Rd, 6 Acres, as an error had been made in the valuation of the property. Motion carried 5-0.

**Land Lease Sale:** Motion by Tucholke and seconded by Forrette to authorize Chairman Tucholke to sign the land leases for 2013. Motion carried 5-0.

Land Leases:

1. Part of the NW ¼ NW ¼ 33-120-47 (About 15 Acres) Alban Twp. to Mielitz Brothers for \$750.00.
2. S ½ NE ¼ 8-120-51 (40 Ares) Mazeppa Twp. to John Moes for \$1400.00

**Tax Deed Sale:** Motion by Forrette and seconded by Dummann to approve the sales of the tax deed property and to abate the back taxes on the property sold at auction and on the parcel deeded to Big Stone City. Motion carried 5-0.

1. Parcel: 25.00.38.09, Legal: Consolidated Plat Lots 7-9, Block 38, Big Stone City. Abate \$229.78 in back taxes for 2005-2009.
2. Parcel: 23.02.01.08, Legal: Norton's Addition, Lots 7&8, Block 1, Strandburg. Abate \$2503.12 in back taxes for 2007-2012.
3. Parcel: 23.02.01.09, Legal: Norton's Addition, Lot 9, Block 1, Strandburg. Abate \$2702.68 in back taxes for 2007-2012.
4. Parcel: 20.01.03.14, Legal: Davidson's Addition, Ex RTY of Lot 11 & All of Lots 12-14, Block 3, Marvin. Abate \$42.78 in back taxes for 2007-2012.

**Municipal Bonds:** The SD Association of County Commissioners is asking for support in contacting the congressional delegation in supporting the efforts to maintain the tax-exempt status of Municipal Bonds. If the proposal to repeal the exemption had been in place during the 2003-2012, it is estimated that it would have cost local governments an additional \$495 billion in interest costs for the \$1.65 trillion in bonds used for state and local infrastructure that was completed during this period. Motion by Tucholke and seconded by Forrette to adopt the following resolution. Motion carried 5-0. Resolution adopted.

2013-15

Resolution Supporting Efforts to Maintain the Tax-Exempt Status of Municipal Bonds

WHEREAS, the tax-exempt status of municipal bonds is nearly a century old and is vital to funding local infrastructure and economic development; and

WHEREAS, of the \$1.65 trillion of local infrastructure investment over the last decade using tax-exempt bonds, nearly all of it was in six categories: \$514 billion for primary and secondary schools; \$288 billion for hospitals; \$258 billion for water and sewer facilities; \$178 billion for roads, highways and streets; \$147 billion for public power projects; and \$106 billion for mass transit.

WHEREAS, any move to change the current tax treatment of local government bonds would lead to higher borrowing costs for local governments; and

WHEREAS, without tax-exempt financing much-needed infrastructure improvements would likely be delayed; and

WHEREAS, tax-exempt bonds are a critical tool for South Dakota counties to facilitate budgeting and financing of long-term investments in the infrastructure and facilities necessary to meet public demand for government services; and

WHEREAS, at a time when infrastructure demands are great, increasing the cost of local

government borrowing could have serious impacts on the national, state and local economies;  
and

WHEREAS, without the tax-exemption, the effectiveness of the bond market would be significantly dampened, creating higher borrowing costs for county governments, less investment in infrastructure, and fewer jobs.

NOW, THEREFORE, BE IT RESOLVED that Grant County does hereby support maintaining the current tax-exempt status of municipal bonds.

Approved this 2<sup>nd</sup> day of April, 2013. By Grant County Commission, South Dakota

Guy E. Mann, Chairman

Attest:

Karen M. Layher  
Grant County Auditor

**Veterans Task Force:** A letter was read from SDACC Chairman Alan Sinclair announcing the SDACC Board of Directors has endorsed the establishment of a Veterans and Military Affairs Committee and are asking each county to appoint a designee to attend these meetings. The main focus of the committee meeting will be to keep counties informed of veteran issues on the state and national landscape. The meetings will be held in conjunction with the annual workshop and convention. Motion by Tucholke and seconded by Forrette to appoint Auditor Layher as the representative to attend the Veterans and Military Affairs Committee meetings. Motion carried 5-0.

**Courthouse:** The commission reviewed a revised proposal to replace a control board in the chiller unit, as well as to have un-loaders installed on the compressors so when the demand for air is less the unit maintains the required lubrication. In addition, a new controller, wireless access point bridge to monitor and control the heating and cooling would be installed to achieve energy savings during the off peak hours. The project includes the installation of a new pump, with a strainer for the cooling system and a conversion of the fan coils/radiators on the 2<sup>nd</sup> floor west side to connect to the new system. The project would be funded by the capital designation reserved within the General Fund for government building projects which has a designated reserve of \$78,152. The original quote was \$31,659.53. The revised quote removes the cost of the pump, \$5,600.36, from the initial phase of the project. The pump will need to be changed out when the final phase of the chiller unit upgrade is completed. Motion by Forrette and seconded by Dummann to approve the revised cooling project with Larry's Refrigeration in the amount of \$26,059.17. Motion carried 5-0.

**Executive Session:** Motion by Tucholke and seconded by Dummann to enter into executive session at 10:00 AM for the purpose of a personnel issue pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Auditor Layher was present. Chairman Mann declared the meeting open to the public at 10:10AM. Motion by Stengel and seconded by Forrette to advertize for quotes for lawn care services of the courthouse grounds beginning May 17 for approximately 3 months. Motion carried 5-0.

**Cash Transfers:** Motion by Dummann and seconded by Tucholke to approve the cash transfer from General Fund as per the 2013 budget. Motion carried 5 -0.

FROM	TO	AMOUNT
101 General	226 EM Fund	30,000

**Consent Agenda:** Motion by Forrette and seconded by Dummann to approve the consent agenda. Motion carried 5-0.

1. Declare surplus an UPS APC BE 350 U, Serial A130526123732(Battery Backup) - not repairable

**Unfinished Business:** None

**New Business:** None

**Correspondence:** The commission received a thank you from the Community Transit Service for the donation. The Lake Region District meeting will take place on April 8 with county commissioners and officials in attendance.

**Claims:** Motion by Dummann and seconded by Forrette to approve the claims as presented. Motion carried 5-0. AMERICINN OF SIOUX FALLS, room 50.00; BERENS, supplies 360.12; BEST WESTERN RAMKOTA, rooms 177.98; BUREAU OF INFO & TELE, internet & email 689.00; COESTER LAW OFFICE, ct appt atty 252.00; COMPASS COUNSELING, prof serv 1,550.00; CUSTODIAN SERVICES, supplies 97.49; SANDRA FONDER, prof serv 100.00; FREMAREK, supplies 90.85; FOOD-N-FUEL, mtg supplies 171.88; GLOBAL GOV/ED, comp supplies & repeater 231.10; GRANT-ROBERTS RURAL WATER, water 42.00; GRANT/ROBERTS AMBULANCE, alloca 2,458.33; HARDEE'S, PDM meeting 46.68; TRUE NORTH STEEL, cutting edges 4,846.30; SCOTT JONGBLOED, pro serv 707.00; MARY LEE, reimburse 1,465.48; LEWIS & CLARK MENTAL HEALTH, prof serv 149.00; MAINT ENGINEERING, supplies 375.19; MICROSOFT TECHNET, subsc 449.00; CITY

OF MILBANK, water & sewer 570.25; NORTHWESTERN ENERGY, nat gas 1,599.07; OFFICE PEEPS, supplies 58.56; OVERHEAD DOOR, repair 198.52; REED ELSEVIER, ref material 629.00; DON ROWLAND, prof serv 670.00; SANITATION PRODUCTS, parts 534.30; ROBIN SCHRUPP, reimburse 900.00; SD DEPT OF REVENUE, lab 314.00; SDAE4-HP, regis 21.00; STENGEL SEED & GRAIN, repair 171.60; STUDIO IMAGEN, prof serv 1,500.00; TYLER COMPUTER, supplies 25.00; ZOLL MEDICAL, supplies 2,039.40. TOTALS: \$23,540.10.

Payroll for the following departments and offices for the month of MARCH 2013 are as follows: COMMISSIONERS 4554.15; AUDITOR 12,677.26; TREASURER 8178.65; STATES ATTORNEY 9451.01; CUSTODIANS 4530.00; DIR. OF EQUALIZATION 3208.10; REG. OF DEEDS 5462.10; VET. SERV. OFFICER 1014.00; SHERIFF 15,027.35; COMMUNICATION CTR 9545.33; EMERGENCY MANAGEMENT 2750.00; ROAD & BRIDGE 47,290.20; PUBLIC HEALTH NURSE 2700.65; VISITING NEIGHBOR 2393.54; ICAP 570.00; LIBRARY 10,738.30; 4-H 2460.23; WEED CONTROL 2743.70; PLAN & ZONING 2363.60; WEED BD 75.00; VISITING NEIGHBOR BD 100.00; LIBRARY BD 300.00; PLANNING & ZONING BD 1500.00. TOTALS: \$149,633.17.

Payroll Claims: FIRST BANK & TRUST, Fed WH 13,105.70; FIRST BANK & TRUST, FICA & Med WH & Match 22,254.72; SDRS, retire 16,531.73; WELLMARK-BLUE CROSS OF SD, Employee and Commission health ins. 38,333.59; WELLMARK-BLUE CROSS OF SD, life ins. 240.68; AMERICAN FAMILY LIFE, AFLAC ins. 1693.37; LEGAL SHIELD, deduction 212.15; OPTILEGRA, ins 232.93; SDSRF, deduction 90.00. TOTAL: \$92,694.87.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled regular meeting dates will be April 16 and May 7 and 21, 2013 at 8 AM. The county and consolidated boards of equalization will begin on April 9, 2013. Motion by Tucholke and seconded by Forrette to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

April 9, 2013

The Consolidated Board of Equalization for the City of Milbank was called to order at 8AM by Grant County Chairman Guy E. Mann to hear appeals. Present were Commissioners Forrette, Mann, Stengel, Tucholke, Milbank City Councilman Joel Foster, Milbank School Board Member Malcolm Dirksen and Director of Equalization Kathy Steinlicht.

Chairman Mann called the Consolidated Board of Equalization for Milbank to order and oaths of office were completed. The following appeals were heard.

Ronnie Flottmeyer: Parcel 26.00.41.02, Legal: Original Townsite, N 10' of Lot 2 & All of Lot 1, Block 41. The appellant stated he has had the property on the market through a local realtor for a period of some time and the house has not been sold or shown as the realtor believes the house is listed too high. Assessor Steinlicht stated she reviewed the property using the Marshall and Swift software program and calculated the assessed value of the house to be 89,800 and the lot value to be 6,388 for a total of 96,188 which is a reduction of 1,866 in assessed valuation. Motion by Foster and seconded by Stengel to approve the assessor's recommendation as listed. Motion carried 6-0.

Robert and Marilyn Rethke: Parcel 26.14.09.02, Legal: Southside Addition, Lot 1 and N 15' of Lot 2, Block 9. The appellant stated the house does not have a full basement; only a crawl space under a portion of the house; there is no curb and gutter on the north side of the home; drainage issue by the storage shed; basement has cracks that have been sealed and believes the home would not sell at the assessed value. Assessor Steinlicht stated she had reviewed the valuation of the property using the Marshall and Swift software program and is recommending the house value be lowered from 85,762 to 75,900 and the lot value to be changed from 7,355 to 5,925. Motion by Tucholke and seconded by Dirksen to uphold the assessor's recommendation as stated. Motion carried 6-0.

Bishop Family Trust: Parcel 26.27.11.17B, Legal: Hurley's Addition, Lot 217, Block 11. The appellant stated she has moved here from another state and asked if South Dakota had tax exemptions for veterans and she questioned why the house value had increased. Assessor Steinlicht explained she had sent a letter to the appellant stating the valuation of the property did not increase for the 2013 assessment period and explained the veterans exemption applies for veterans who are 100% disabled. Commissioner Stengel suggested she visit with the County



VSO to determine if any other veteran benefits apply. Motion by Foster and seconded by Forrette to approve the assessor's recommendation of no change in assessment value. Motion carried 6-0.

Assessment Book: Motion by Tucholke and seconded by Stengel to approve the assessment book for the City of Milbank including the adjustments as made by the Consolidated Board of Equalization for the assessment year of 2013. Motion carried 6-0.

This concluded the assessment appeals for the City of Milbank. Chairman Mann closed the Consolidated Board of Equalization for Milbank and thanked the board members for their assistance.

The County Board of Equalization and other items for equalization will be completed at the April 16, 2013 meeting.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next meeting will be April 16 and May 7 and 21, 2013 at 8 AM. Motion by Forrette and seconded by Dirksen to adjourn the meeting. Motion carried 6-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Guy E Mann, Chairman, Grant County Comm.

April 16, 2013

The Grant County Commission met at 8AM with Commissioners Dummann, Forrette, Mann, Stengel and Tucholke present. Chairman Mann called the meeting to order. Motion by Tucholke and seconded by Forrette to approve the minutes of the April 2 and 9, 2013 meetings. Motion carried 5-0. Minutes filed. Motion by Dummann and seconded by Stengel to approve the agenda. Motion carried 5-0.

The Auditor's Account with the Treasurer for the month of March was noted.

#### **AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER**

To the Honorable Board of County Commissioners,  
Grant County:

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of the County of Grant as of the last day of March, 2013

Cash on Hand	\$2,492.59
Checks in Treasurer's possession	
less than 3 days	\$23,517.71
Cash Items	\$0.00
<b>TOTAL CASH ASSETS ON HAND</b>	<b>\$26,010.30</b>

RECONCILED CHECKING

First Bank & Trust	\$1,137.73
First Bank & Trust (Svgs)	\$3,136,547.74

CERTIFICATES OF DEPOSIT

First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$321,525.29

<b>TOTAL CASH ASSETS</b>	<b>\$3,485,221.06</b>
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**GENERAL LEDGER CASH BALANCES:**

General	\$1,442,426.45
General restricted cash	\$516,282.00
Sp. Revenue	\$649,403.34
Sp. Revenue restricted cash	\$0.00
TIF Apportioning Northern Lights	\$0.00
TIF Milbank	\$0.00
TIF Northern Lights	\$321,525.29
Trust & Agency	\$555,583.98
(schools 318,724.11, twps 58,662.78, city/towns 55,676.05)	

<b>TOTAL GENERAL LEDGER CASH</b>	<b>\$3,485,221.06</b>
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Dated this 5th day of April, 2013  
Karen M. Layher  
County Auditor

The Sheriff's fees were \$6,581.04 for March with \$3,246.80 receipted into the county treasury. The Register of Deeds fees for the month of March were \$9,734.50. Also noted were the March Clerk of Courts Fees receivable report and the 1<sup>st</sup> quarter report for Visiting Neighbor.

**Drainage:** Chairman Mann adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. Present were P & Z Officer Krista

Atyeo-Gortmaker, Richard Will, James L. Anderson, Jay Mertens, Jim Mertens, Robert Pauli and Adam Pauli.

Drainage Permit DR2013-04 was a request for modification of DR2012-54 in the West ½ in 28-120-49 by James Mertens. The request for modification is to relocate the drainage outlet behind the setback within their property and into the natural run that flows through their land because they were not able to come to a mutually beneficial agreement with adjacent landowner. Motion by Tucholke and seconded by Stengel to approve DR2013-04 a modification of DR2012-54. Motion carried 5-0.

Drainage Permit DR2013-05 in the NW ¼ Ex Lt H1 by James L. Anderson completes a cooperative project with Ron Anderson approved under permit DR2012-39 in the NE ¼ & SE ¼ in 20-119-48 and continues with the new permit of DR2013-06 in the NE ¼ in 19-119-48. The adjoining landowners of this cooperative project have signed each other's permits and they have also obtained the signatures of the adjoining landowner to the northeast of the cooperative project. The NRCS letters are attached to the permit records. Motion by Tucholke and seconded by Dummann to approve DR2013-05. Motion carried 5-0. Motion by Tucholke and seconded by Stengel to approve DR2013-06. Motion carried 5-0.

Drainage Permit DR2013-07 by Richard Will is for the W ½ in 11-119-48. The project will install pattern tile mains and laterals into the natural run that is maintained by a pump permitted by DR2011-20. The tile project will stay on the property to discharge in a natural run. DR2013-07 will be put on the agenda for May 7, 2013.

Robert and Adam Pauli inquired if a culvert located on 151<sup>st</sup> St between Section 17 and 20 could be lowered approximately one foot. Supt Schulz reported the culvert has been installed by the specifications as determined by the hydraulic study completed by Aason Engineering with the commission in agreement the hydraulic study stands as the record for installation. Bob & Adam Pauli discussed the plans for their drainage project and will present a completed permit application when their project is finalized with the Drainage Officer with tile and routine maintenance of established natural runs used in combination for the permit.

Thiele Complaint: Drainage complaint upon Darwin Thiele was addressed as completed and restored back to the original condition as close as possible by installing the plug and burying the line to a 1 ½ foot level that will be buried to the 3-4 foot level when weather permits. The Drainage Officer reported full compliance to the letter's conditions she was requested to send by the Drainage Board.

This concluded the business for the drainage board. Chairman Mann adjourned the Drainage Board and reconvened the Board of Commissioners.

**Highway:** Supt Schultz reported a letter of intent would need to be sent to the SD DOT Recreational Trails Program in Pierre before the end of April on the proposed bike bath project along the Dike Road. The site would then be inspected to determine if the project met the guidelines to apply for a grant through the SD DOT Trails Program. The commission advised Supt Schultz to send the letter of intent for the portion of the bike path along the Dike Road. A discussion was held on the replacement of the excavator in 2014 with more information to be presented at the next meeting.

#### BIDS FOR FUEL

DATE	BIDDER	ETHANOL	DIESEL #1	DIESEL #2
03/07	UPI			3.517
	Cenex			3.76
UPI was the low bidder for a blend of Diesel 1 & 2 at 3.517.				
03/12	UPI	3.466		3.425
	Cenex	No Bid		No Bid
UPI the low bidder for Ethanol at 3.466 and for Diesel 2 at 3.425.				
03/25	UPI			3.365
	Cenex			3.56
UPI was the low bidder for Diesel 2 at 3.365.				

Chairman Mann recessed the Board of County Commissioners and convened the County Board of Equalization. Present were Commissioners Dummann, Forrette, Mann, Stengel, Tucholke and Director of Equalization Kathy Steinlicht. The oaths of office were completed and the following appeals were heard.

David Dorsett: Parcel: 10.49.08.4110; Legal: NW ¼ SE ¼ & S ½ SE ¼, Madison Twp. Appellant stated out of the 120 acres there are 50 acres of tillable land, 25.3 acres of CRP and 15 acres of hay land. Appellant stated the property has two creeks running through it, land is hilly with a gravel base, the fields are small and do not accommodate large farm equipment. Also, over 20% of the income received from the property goes for taxes. Assessor Steinlicht recommends no change in valuation as she checked the crop and grass rating along with the soil rating and found those to be correct for the productivity method used for ag land appraisal.

Leon Gapp: Parcel: 20.06.27.01; Legal: First Addition, OL 1 & Block 1 & 2 Ex RTY & Road, Town of Marvin. Parcel: 13.50.27.3000; Legal: S ½ SE ¼ N & E of

Twp Rd & County Rd 7 & NE ¼ SE ¼ , Osceola Twp 27-121-50. Parcel: 13.50.27.4000; Legal: OLA in SW ¼ also described as S 1010 ft of W ½ SW ¼, Osceola Twp 27-121-50. Appellant stated he has appealed these parcels before as his parcels are valued higher than the adjoining lands. The assessor stated in reviewing these appeals she had discovered some of the soil ratings did not have the grass classification applied and is recommending a change to correct the grass classification on two of the parcels and it is her intention to review the entire township of Osceola to correct any errors in classification between crop and grass. She is recommending parcel 20.06.27.01 be lowered from 6,501 to 3,323 and parcel 13.50.27.3000 be lowered from 106,437 to 94,778 due to a grass designation on some of the soils and to not make any adjustment in the valuation of 45,236 for parcel 13.50.27.4000 as the soil classes were correct for the productivity method of valuing land.

Rodney Thaden: Parcel: 08.49.19.1000, Legal: NE ¼ of 19-121-49, Kilborn Twp. Appellant stated the soil survey does appear to be correct for the NE corner of this parcel. He asked if there is a certified soil consultant that does soils testing and what he would need to file to amend the soil survey if a discrepancy was found. The assessor will contact Revenue for names of consultants. She is recommending no change in value as the soil classes were correct for the productivity method of valuing land.

Harold Thaden: Parcel: 13.50.34.1000, Legal: NE ¼ Ex RTY lying S of County Road 7, 34-121-50, Osceola Twp. The appellant compared a parcel of land adjacent to his land and believes there is a disparity between the two parcels which have an equal number of acres in crop and grass. The assessor stated she had reviewed the appellant's parcel and did not find any errors on the number of acres listed for grass and crop or with the classification for the soil classes for applying the productivity method of valuing land. A review of the entire township will be done during the summer to correct any errors in classification for the soils of the AG parcels in Osceola Township.

Donald Meyers: Parcel: 08.49.18.3000, Legal: SW ¼ Ex Pt Deeded & Ex Lt H-1 in 18-121-49; Parcel: 08.49.31.3000, SW ¼ in 31-121-49, Kilborn Twp. The appellant stated the two parcels are valued higher than surrounding ag land. The assessor stated she had found an incorrect classification on Parcel 08.49.18.3000 and would add a grass rating to the DA soil which takes the per acre value from \$1442.96 to \$1315.39 and would recommend a change in value from 228,580 to 208,371. Also, she would correct the two soils found to be in error on Parcel

08.49.31.3000 which will decrease the per acre value of the land from \$1340.82 to \$1200.29 and would recommend a change in value from 214,370 to 191,902.

Victoria Lee-Larrow: Parcel: 13.50.21.3111, Legal: S Pt of S  $\frac{1}{2}$  S  $\frac{1}{2}$  E & N of RTY Less Hwy & Ex lots H-3 & H-4, 21-121-50; Parcel: 13.50.21.1000, S  $\frac{1}{2}$  NE  $\frac{1}{4}$  & N  $\frac{1}{2}$  SE  $\frac{1}{4}$  Ex Pts Deeded & Ex Lot H-2 in 21-121-50, Osceola Twp. DeWayne Larrow, on behalf of the appellant, is appealing the assessment of the ag land on the two parcels because all the acres are not tillable acres for crops as the land contains tress and ravines. The assessor reported to the board she had found an error on one soil class and would recommend adding a grass classification to the FDC soil type which would lower the percentage of crop land to 77% for Parcel 13.50.21.3111. She is recommending no change in assessed value for 13.50.21.1000 as the soil ratings were checked against the soil survey and no errors were found and only 44% of the parcel is valued as crop.

Lester Bronson: Parcel: 04.52.21.1000, Legal: NE  $\frac{1}{4}$  in 21-12-52. Parcel: 04.52.10.2001, Legal: S  $\frac{1}{2}$ , NW  $\frac{1}{4}$  in 10-121-52. Parcel: 04.52.16.4003, Legal: SE  $\frac{1}{4}$  SE  $\frac{1}{4}$  in 16-121-52. Parcel: 04.52.21.3000, Legal SW  $\frac{1}{4}$  in 21-121-52. Blooming Valley Twp. Appellant was not present, but had sent a letter requesting the assessment be reviewed as the land he owns is a sandy soil and is not as good as adjacent land. Assessor Steinlicht stated she had reviewed the soil types on all the parcels with the original survey and found no errors as the sandy soil is taken into account with a lower soil rating and the lower value per acre. Her recommendation is no change in value on the parcels being appealed.

David Dorsett Appeal: Motion by Tucholke and seconded by Stengel to uphold the assessor's recommendation of 152,299 for Parcel 10.49.08.4110. Motion carried 5-0.

Leon Gapp Appeal: Motion by Dummann and seconded by Forrette to uphold the assessor's recommendation to lower the AGD value of 6501 to 3223 for Parcel 20.06.27.01; to uphold the assessor's recommendation to lower AGA value from 106,437 to 94,778 for Parcel 13.50.27.3000; uphold assessor's recommendation of no change in value of AGA 45,236 for Parcel 13.50.27.4000. Motion carried 5-0.

Rodney Thaden Appeal: Motion by Dummann and seconded by Tucholke to uphold the assessor's recommendation of no change in value of AGA 223,398 for Parcel 08.49.19.1000. Motion carried 5-0.

Harold Thaden Appeal: Motion by Tucholke and seconded by Dummann to uphold the assessor's recommendation for the AGA value of 180,774 for Parcel 13.50.34.1000. Motion carried 5-0.

Donald Meyers Appeal: Motion by Stengel and seconded by Dummann to approve the assessor's recommendation to lower the AGA value from 228,580 to 208,371 for Parcel 08.49.18.3000 and to lower the AGA from 214,370 to 191,902 for Parcel 08.49.31.3000. Motion carried 5-0.

Victoria Lee-Larrow Appeal: Motion by Dummann and seconded by Stengel to approve the assessor's recommendation of a change in value for AGA value from 89,566 to 76,239 for Parcel 13.50.21.3111; to approve the assessor's recommendation of no change in AGA value of 141,195 for Parcel 13.50.21.1000. Motion carried 5-0.

Lester Bronson Appeal: Motion by Dummann and seconded by Tucholke to approve the assessor's recommendation of no change in value for AGA1 value of 10,287 and for NAA1-S value of 10,695 and for AGA value of 154,461 for Parcel 04.52.21.1000; to uphold the assessor's recommendation of no change in value for AGA value of 56,984 for Parcel 04.52.10.2001; to uphold the assessor's recommendation of no change in value for AGA value of 46,708 for Parcel 04.52.16.4003; to uphold the assessor's recommendation of no change in value for AGA value of 95,457 for Parcel 04.52.21.3000. Motion carried 5-0.

Tax Exempt Property: Motion by Forrette and seconded by Dummann to approve the list of Tax Exempt Property as presented by the Assessor. Motion carried 5-0.

Disabled Veterans Exemptions: Motion by Forrette and seconded by Dummann to approve the applications for disabled veteran's exemptions who qualified under state statute. Motion carried 5-0.

Elderly/Disabled Tax Freeze: Motion by Tucholke and seconded by Dummann to approve the list of Elderly Assessments and Disability Tax Freeze applications as presented to the Assessor from Treasurer Mueller. Motion carried 5-0.

Renewable Energy Credits: Motion by Forrette and seconded by Tucholke to approve the renewable energy credit applications for year 2013 as allowed under statute. Motion carried 5-0.

Assessment Book: There were not any appeals from the Town of Albee. Motion by Tucholke and seconded by Stengel to approve the assessment book for the Town of Albee for the assessment year 2013. Motion carried 5-0.

This completed the 2013 County Board of Equalization.

Chairman Mann adjourned the County Board of Equalization and convened the Troy Township Consolidated Board of Equalization for the 2013 assessment of property. No members from the township or the school district were present.

Assessment Book: There were not any appeals from Troy Township. Motion by Tucholke and seconded by Stengel to approve the assessment book for Troy Township for the assessment year 2013. Motion carried 5-0.

This concluded the 2013 Consolidated Board of Equalization for Troy Township. Chairman Mann closed and adjourned the Consolidated Board of Equalization for Troy Township and convened the Consolidated Board of Equalization for Vernon Township for the 2013 assessment of property. No members from the town or the school district were present.

Assessment Book: There were not any appeals from Vernon Township. Motion by Tucholke and seconded by Forrette to approve the assessment book for Vernon Township for the assessment year 2013. Motion carried 5-0.

This concluded the 2013 Consolidated Board of Equalization for Vernon Township. Chairman Mann closed and adjourned the Consolidated Board of Equalization for Vernon Township and convened the Consolidated Board of Equalization for Big Stone City for the 2013 assessment of property. No members from the town or the school district were present.

Assessment Book: There were not any appeals from Big Stone City. Motion by Stengel and seconded by Tucholke to approve the assessment book for Big Stone City for the assessment year 2013. Motion carried 5-0.

This concluded the 2013 Consolidated Board of Equalization for Big Stone City. Chairman Mann closed and adjourned the Consolidated Board of Equalization for Big Stone City.

This completed the business for the County and the Consolidated Boards of Equalization for 2013.



**Assessor:** Kathy Steinlicht requested approval to hire Ryan Gruba as Deputy Director of Equalization beginning April 29, 2013 at \$13.55 per hour. Motion by Forrette and seconded by Stengel to approve the hiring of Ryan Gruba. Motion carried 5-0.

**Sheriff:** Motion by Stengel and seconded by Tucholke to approve a fireworks permit for Christian Reimche as per SDCL 34-37-13. Motion carried 5-0. Motion by Dummann and seconded by Tucholke to approve a one-year maintenance contract with SAFRAN MorphoTrak in the amount of \$4887 for the finger print machine. Motion carried 5-0. Sheriff Owen reported a donation was received from Otter Tail Power Company in the amount of \$25,000 to offset the cost of additional duties of the department due to the increase work load of the Sheriff's department during the construction phase of the Big Stone Power Plant air quality control systems project. A sincere thank you is extended to Otter Tail Power Company management for the donation. The following statistics for the month of March for the Detention Center and Sheriff's Office was presented. Average Daily inmate population 8; Number of bookings 0; Work release money collected \$1,845.00; 24/7 Preliminary Breath Test (PBT) fees collected \$466.00; SCRAM (alcohol detecting bracelet) fees collected \$1,230.00; 24/7 PBT participants 6; SCRAM (Sobriety Program) participants 6; Calls for Service (does not include walk-in traffic) 83; Accidents investigated 9; Civil papers served 56; Cumulative miles traveled 6,690; 911 calls responded to (including Milbank) 76.

**Executive Session:** Motion by Tucholke and seconded by Stengel to enter into executive session at 11:23 AM for the purpose of a personnel issue pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Auditor Layher was present. Chairman Mann declared the meeting open to the public at 11:33 AM. Motion by Dummann and seconded by Tucholke to advertize for the position of Highway Superintendent. Motion carried 5-0.

**Consent Agenda:** Motion by Dummann and seconded by Stengel to approve the consent agenda. Motion carried 5-0.

1. Approve Plats:

2013-16

#### RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County, South Dakota, that the Plat entitled:

“Appl Addition, Located in the Southwest Quarter of Section 11,  
Township 121 North, Range 48 West of the 5<sup>th</sup> P.M., Grant  
County, South Dakota” (Melrose)

which has been submitted for examination pursuant to law, and it appearing that all  
taxes and special assessments have been paid and that such Plat and the survey  
thereof have been made and executed according to law, the Plat is hereby  
approved, and the County Auditor is hereby authorized and directed to endorse on  
such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 16<sup>th</sup> day of April, 2013.

Guy E Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen M. Layher  
County Auditor  
Grant County, South Dakota

2013-17

#### RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County,  
South Dakota, that the Plat entitled:

“Lot 1, FRANKENHOFF SUBDIVISION,  
located in the N ½ NW ¼ of  
Section 15, Township 121 North,  
Range 51 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota”

(Former Sisseton and Wahpeton Indian Reservation) (Farmington)

which has been submitted for examination pursuant to law, has been duly  
examined, and approved and accepted by the Grant County Planning Commission,  
and it appearing that all taxes and special assessments have been paid and that such  
Plat and the survey thereof have been made and executed according to law, the Plat  
is hereby approved, and the County Auditor is hereby authorized and directed to  
endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 16<sup>th</sup> day of April, 2013.

Guy E Mann, Chairman  
Grant County, South Dakota  
Board of County Commissioners

ATTEST:

Karen M. Layher

County Auditor

Grant County, South Dakota

STATE OF SOUTH DAKOTA

COUNTY OF GRANT

I, Karen M. Layher, do hereby certify that I am the duly elected, qualified and acting County Auditor in and for Grant County, South Dakota, that the above and foregoing is a true, correct and complete copy of the Resolution adopted by the Board of County Commissioners of the County of Grant, South Dakota, at a regular meeting on April 16, 2013, approving the above named Plat by a vote of said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 16<sup>th</sup> day of April, 2013.

Karen M. Layher

County Auditor

Grant County, South Dakota

2. Approve list of items to be declared surplus from the library for books and audio video for the months of January, February and March 2013

**Unfinished Business:** None

**New Business:** None

**Correspondence:** The 2012 Annual report for ICAP was received.

**Claims:** Motion by Tucholke and seconded by Stengel to approve the claims as presented. Motion carried 5-0. A-OX WELDING SUPPLY, supplies 139.44; AL'S BODY SHOP, prof serv 100.00; AVERA-MILBANK AREA HOSPITAL, lab 288.00; AVERA QUEEN OF PEACE, prof serv 117.80; BORNS GROUP, postage 1,032.20; BUTLER MACHINERY, parts & supplies 608.46; CCP INDUSTRIES, supplies 197.25; CENTER POINT, books 420.73; CENTURION HOLDINGS, maint 143.07; CENTURYLINK, 911 & phone 582.97; CIVIL AIR PATROL MAGAZINE, advertising 100.00; COLEPAPERS, supplies 227.16; DELANEY COMM, DVD's 90.00; DEMCO, supplies 326.20; DETCO INDUSTRIES, supplies 433.22; SISSETON COURIER, subsc 45.00; ALCO, supplies 5.28; EASTSIDE CAR WASH, wash tokens 78.32; G&K SERVICES, supplies 246.82; NORM'S AUTO REPAIR, parts 73.30; GILLUND

ENTERPRISES, supplies 155.88; FOOD-N-FUEL, groc for prisoners 6.78; GLOBAL GOV/ED, comp supplies 588.51; GRANT CO EC & DEV BD, alloca 8,750.00; GRANT CO TREAS, plate fee 5.00; HARTMAN'S, supplies & groc for prisoners 497.51; HEDAHLS, supplies 147.74; BRENDA L. HOLTQUIST, prof serv 157.50; HURON CULVERT, blade edges 1,216.00; INGRAM, books & AV 1,244.52; INTER-LAKES COMM ACT, worker 1,986.60; ITC, phone, 911 & internet 1,203.90; GRANT CO REVIEW, publishing 839.10; KRAUSE WATER CONDITIONING, rent 552.00; LABOLT DEVELOP CO, rent & internet 70.00; LEWIS & CLARK BEHAVIORAL, prof serv 149.00; LIBRARIAN'S BOOKS EXPRES, books 514.43; LIEBE DRUG, prisoner care 79.90; GUY E. MANN, reimburse 2,000.00; MICROMARKETING, DVD's 259.54; MIDCONTINENT, internet 68.90; MIDLAND PUBLISHING, supplies 110.00; MILBANK AUTO PARTS, supplies 1,500.39; MILBANK COMMUNICATION, parts & prof serv 1,006.43; MOMAR, supplies 97.00; MOTOROLA, equip 7,456.00; NELSON LAW OFFICE, alloca 3,391.50; NORTHERN TRUCK EQUIP, dump boxes & parts 138,064.21; NORTHWESTERN ENERGY, nat gas 715.41; NOVAK SANITARY SERVICE, prof serv 35.00; ORIENTAL TRADING, supplies 46.72; OTTER TAIL POWER CO, electricity 3,425.43; PENNINGTON CO JAIL, prisoner care 155.55; MILBANK GLASS, repair 328.16; THE RADAR SHOP, prof serv 117.00; RC COMMUNICATIONS, 911 95.96; REED ELSEVIER, prof serv 629.00; RELIABLE, supplies 141.15; DELORIS RUFER, rent 100.00; RUNNINGS, parts & supplies 364.22; SAFETY-KLEEN, prof serv 276.20; SANFORD HEALTH, prof serv 1,960.00; SANITATION PRODUCTS, parts 4,054.69; SCHUNEMAN EQUIP, supplies 51.08; SD ASSN CO COMM, CLERP 1,553.04; SD ASSN CO OFFICIALS, regis 350.00; SD DEPT OF HEALTH, immunization 18.00; SDLA, regis 495.00; SEEHAFFER HARDWARE HANK, supplies 736.88; SHEEHAN EQUIP, parts 673.71; MIKE'S STUMP GRINDING, prof serv 477.00; ST WILLIAMS, prof serv 135.00; STATE OF SD, supplies 56.00; STERN OIL CO, oil 2,449.63; APEX CLEANERS, laundry 35.00; DON STREGE, parts 28.45; STUDIO IMAGEN, prof serv 1,000.00; SUMNER DIESEL, parts 47.91; ALEXANDER THOMPSON, rent 50.00; QUICK PRO LUBE, oil chg 34.25; TRAPP PLUMBING, prof serv 679.48; TREVETT'S, prisoner meals 655.00; TYLER COMPUTER, comp supplies 227.50; UPI PETROLEUM, diesel & gas 26,210.79; VALLEY OFFICE PRODUCTS, supplies 430.52; THE VALLEY SHOPPER, dom abuse ad 48.30; VERIZON WIRELESS, phone 58.11; VISA, gas, lights, EM supplies & ref mat 942.68; WEST PAYMENT CTR, ref mat 58.00; WHETSTONE VALLEY ELEC COOP, electricity 712.85; WITTROCK & SON, garbage service 159.00; WOMEN'S RESOURCE CTR, alloca 255.60; XEROX, copier rent 407.67; YANKTON CO TREAS, prof serv 220.90; ZENESCOPE, books 44.97. TOTAL: \$229,120.37.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled regular meeting dates will be May 7 and 21, 2013 at 8 AM. Motion by Tucholke and seconded by Forrette to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Guy E. Mann, Chairman, Grant County

May 7, 2013

The Grant County Commission met at 8AM with Commissioners Dummann, Forrette, Mann, Stengel and Tucholke present. Chairman Mann called the meeting to order. Motion by Dummann and seconded by Tucholke to approve the minutes of the April 16, 2013 meeting. Motion carried 5-0. Minutes filed. Motion by Tucholke and seconded by Stengel to approve the agenda with a report from Commissioner Stengel on a 911 and Weed Board meetings. Motion carried 5-0.

**Drainage:** Chairman Mann adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. Present were P & Z Officer Krista Atyeo-Gortmaker, Richard Will, Dick Berens, Attorney George Boos, Joel O'Brien, Jerry Zubke, Jim and Jay Mertens, States Attorney Reedstrom, Sheriff Owen and Hwy Supt Kerwin Schultz. The issue brought by Larry Hurley, Trustee of the Hurley & Sons Family Trust is the matter of Permit DR 2013-04 approved at the April 16 meeting to Jim Mertens. Attorney George Boos presented the Board with a letter from Larry Hurley and asked to have the letter read and entered into record. Letter is on file. The letter alleges the Hurley land will be burdened by the drainage permit issued to Mertens and proper notice was not given to the Hurley Trust. Joel O'Brien, renter of the Hurley land spoke on being able to farm through the run, but now the run is wet and he questions if he will be able to farm the run. He would like the Board to require the signature of adjoining landowners on permits and would like to work out a solution for crossing the Hurley land. Jay Mertens referenced having communication issues between the tiling company and

Larry Hurley into mid April with no solution reached, therefore a modification of the original permit was requested. He stated they are willing to work with Joel and Larry on tiling through the Hurley land. States Attorney Reedstrom stated it is good the two parties are willing to negotiate to solve the drainage issue. He advised the Board the Hurley drainage project would require a hearing as it is a new permit and to follow the ordinance requirements of notifying downstream landowners. The Board asked the two landowners to work together on a solution agreeable to both parties. This concluded the business for the drainage board. Chairman Mann adjourned the Drainage Board and reconvened the Board of Commissioners.

**County Assistance:** States Attorney Reedstrom was present to discuss county assistance cases. Motion by Tucholke and seconded by Stengel to approve case PR 2013-08 for payment at Medicaid rate. Motion carried 5-0. Motion by Stengel and seconded by Forrette to approve the litigation settlement for case PR 2010-07. Motion carried 5-0. Motion by Dumann and seconded by Tucholke to deny case PR 2013-09. Motion carried 5-0.

**Sheriff:** Kevin Owen stated he had a request from the KXLG radio station to rent antenna space on the DC Tower. No action was taken.

**Highway:** Supt Schultz reported he will be meeting on Wednesday with the SD DOT personnel on the preliminary inspection of the Big Stone Bike Path project. This preliminary inspection will determine if the project meets the requirements for submitting a grant application. Commissioner Stengel will attend the meeting.

**Excavator:** Kerwin reported the projected cost of an excavator with a 24' reach will be around \$220,000 or the commission could rent an excavator rather than purchase. **Surplus:** Motion by Tucholke and seconded by Stengel to declare surplus and sell used steel decking at \$5.00 per ft, used cutting edges at \$2.00 per ft and used bridge plank at \$2.00 per ft. Motion carried 5-0. **Dynamic Braking:** A discussion was held on dynamic or jake braking in the rural areas as some concerns have been received. No action taken.

**Drainage:** The Commission and Drainage Officer Krista Atyeo Gortmaker reviewed Section 310 of the Drainage Ordinance for compliance going forward with the requirement to provide public hearing notice and certified mailing notices to be sent for drainage permit applications.

**4-H:** Advisor Sara Koepke gave her report of activities and programs for April and the calendar of events for May. She reported she had conducted interviews for the summer internship position(s) for the office. She has been informed by the

financial aid office at SDSU the work study forms had not been completed by some of the applicants. This would need to be done before a work study internship can be offered. The commission discussed funding an internship position for the time frame of May 16 through August 12 to assist Sara during the busy time of 4-H preparation and activities. The cost for the county would be approximately \$4134 for 480 hrs at \$8.00 per hour. Motion by Forrette and seconded by Tucholke to approve the county funding for the summer internship position. Motion carried 5-0.

**Economic Development:** Executive Director Bobbie Bohlen stated the Annual Development Board meeting is being held on May 14 beginning at 5:30 PM. She also gave a brief update on the economic development meeting with Governor Daugaard.

Commissioner Stengel reported he had attended the 911 quarterly meeting in Watertown and reported with new software and upgrades in the technology field, changes will occur in the 911 communications area. He also reported Weed Supervisor Mueller is preparing for the spraying season and how he will bill the chemical usage to the townships.

**Executive Session:** Motion by Dummann and seconded by Tucholke to enter into executive session at 10:55 AM for the purpose of a personnel issues pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Auditor Layher was present. Chairman Mann declared the meeting open to the public at 11:20 AM. Motion by Dummann and seconded by Tucholke to hire Kerwin Schultz as the highway superintendent at \$4163.32 per month effective today with benefits. Motion carried 5-0. Motion by Forrette and seconded by Stengel to approve hiring Arla Mae Petersen for janitorial services at a rate of \$13.00 per hour for a period of approximately 4 months. Motion carried 5-0.

**Lawn Mowing:** The Commission completed the review of the bids received for the mowing and trimming of the courthouse property for the period beginning May 20 for approximately three months. The two bids received were from Kellys Kutters for \$63.50 per mowing and from Bill's Simply Green Lawn Care for \$135 per mowing. Motion by Tucholke and seconded by Stengel to accept the bid from Kellys Kutters. Motion carried 5-0.

**Courthouse:** A proposal for upgrading lighting in the courthouse, DC and Library was reviewed. The upgrade would change the existing T-12 ballasts to T-8, install new T-8 fixtures as needed and to replace bulbs to LED bulbs. The project cost is \$33,571. The projected electrical energy savings and a rebate for the upgrade

would result in a 4 to 5 year payback for the project. Commissioner Forrette will review the proposal for a proposed action at another meeting. The commission reviewed an addendum in the amount of \$5893 for the heating and cooling project being completed by Larry's Refrigeration. The addendum is for the addition of two thermostats and the wiring to three additional heat registers and one cooling unit on the second floor of the courthouse. The project is funded by the capital designation reserved within the General Fund for government building projects which has a designated reserve of \$78,152. Motion by Tucholke and seconded by Forrette to approve the addendum with Larry's Refrigeration for an amended contract amount of \$31,952.17. Motion carried 5-0.

**Weed Spraying:** Motion by Stengel and seconded by Dummann to sign the Joint Powers Agreement with the State of SD for the application of pesticide on the state highway right-of-ways for the control of noxious weeds with a contract estimate of \$24,450. Motion carried 5-0.

**EM Trailer:** Local emergency personnel will be participating in an exercise using the emergency operation trailer which must be equipped with internet capabilities. A Jetpack Hot spot device from Verizon allows connection to the Internet for up to five devices. There is not any cost for the device, but the cost of the data package is \$38.50 per month for 5GB of data. Motion by Stengel and seconded by Forrette to approve the data package contract with Verizon. Motion carried 4-1.

**Property Cards:** The Commission completed the annual review of the property cards for each elected official and appointed personnel as per the recommendation of the SD Legislative Audit to confirm uniform assessment practices are applied to officials and staff.

**Abatement:** Motion by Tucholke and seconded by Forrette to approve an abatement to BNSF Railroad in the amount of \$10,001.56 for the side line track of the MN-ND Line for the tax year 2011 paid in 2012 due to duplicate tax bills being generated and paid. Motion carried 5-0.

**Travel:** Motion by Stengel and seconded by Forrette to approve travel for the following staff: States Attorney to attend Annual Spring Conference in Deadwood; Sheriff Owen to attend School Safety Workshop in Pierre; Hwy Supt Schultz to attend Bridge Conference in Pierre; 4-H Advisor Sara Koepke to attend New Advisor Training in Brookings and EM Director Sheryl Ward to attend workshops in Pierre on Bomb Threat Management and Search Procedures and Active Shooter. Motion carried 5-0.



**Consent Agenda:** Motion by Tucholke and seconded by Dummann to approve the consent agenda. Motion carried 5-0.

1. Approve auto supplement of \$7456 to EM Fund 226 of expense and revenue for the 2012 Homeland Security Grant for the purchase of radios for Milbank and Big Stone City Fire Departments
2. Approve list of items to be declared surplus: Rubbermaid Sweeper, Microtek Scanner, Samsung Fax, 2 drawer card file, Electronic Typewriter, AT & T Answering Machine
3. Approve the 2014 WIC Reimbursement Contract of \$8000 with SD Dept of Health for June 1, 2013 to May 31, 2014

**Unfinished Business:** None

**New Business:** None

**Correspondence:** The quarterly report of the Community Health Nurse for January through March was noted.

**Claims:** Motion by Stengel and seconded by Forrette to approve the claims as presented. Motion carried 5-0. AVERA ST LUKE'S, co assist 2,869.30; BERENS WAREHOUSE, supplies 202.32; BLACK BOOK-NAT'L AUTO RESEARCH, subsc 98.00; BORNS GROUP, prof serv 880.23; BRIGGS ELECTRIC MOTORS, equip 308.66; BUREAU OF INFO & TELE, internet & email 353.00; BUTLER MACHINERY, parts 538.06; COESTER LAW OFFICE, prof serv 160.00; CRA PAYMENT CTR, parts & supplies 87.79; ENGELSTAD ELECTRIC, prof serv 328.84; THE FLOWER SHOPPE, supplies 50.00; BERNIECE FOLK, supplies 318.08; FOX & YOUNBERG, prof serv 175.24; GLOBAL GOV/ED, comp supplies 559.85; GRAINGER, supplies 168.06; GRANT CO EC & DEV BD, 2<sup>nd</sup> qtr alloca 8,750.00; GRANT CO HIST SOCIETY, alloca 4,572.00; GRANT CO TREAS, fee & postage 112.72; GRANT-ROBERTS RURAL WATER, water 42.00; GRANT/ROBERTS AMBULANCE, alloca 2,458.33; INTERSTATE TELECOMM, 911, phone & internet 1,170.95; LARRY'S REFRIGERATION, prof serv 1,398.68; MIDCONTINENT COMM, internet 68.90; MILBANK AUTO PARTS, parts & supplies 1,036.70; MILBANK COMMUNICATIONS, pagers 3,853.50; CITY OF MILBANK, water, sewer & landfill charges 610.00; NESD AREA HEALTH ED, regis 50.00; NORTHWESTERN ENERGY, nat gas 1,710.56; OVERHEAD DOOR, prof serv 545.92; PAULI CARPET CLEANING, prof serv 225.00; POSTMASTER, box rental 46.00; RC COMM, 911 95.96; SANFORD HEALTH, prof serv 2,553.92; SD DEPT OF REVENUE, excise, sales tax & lab 625.12; SEEHAFFER HARDWARE HANK, supplies 77.36; THE SHOP, part 24.17; SIOUX CITY FOUNDRY CO, blades 1,432.80; STREET GRAPHEX,

supplies 54.88; STUDIO IMAGEN, prof serv 1,936.00; QUICK PRO LUBE, oil chg 267.82; TWIN VALLEY TIRE, tires & prof serv 552.08; TYLER COMPUTER, comp supplies 148.50; UPI PETROLEUM, propane 130.20; THE VALLEY SHOPPER, publishing 72.45; CITY OF WATERTOWN, 911 fee 6,642.86; WHETSTONE VALLEY ELEC COOP, electricity 461.27; WITTROCK & SON, garbage service 159.00; XEROX, copier rent 295.66. TOTALS: \$4,278.74.

WITNESS FEE: \$65.92.

Payroll for the following departments and offices for the month of APRIL 2013 are as follows: COMMISSIONERS 4554.15; AUDITOR 12,573.66; TREASURER 8415.05; STATES ATTORNEY 9557.01; CUSTODIANS 4767.05; DIR. OF EQUALIZATION 3208.10; REG. OF DEEDS 5657.18; VET. SERV. OFFICER 1014.00; SHERIFF 15,133.75; COMMUNICATION CTR 10,099.30; EMERGENCY MANAGEMENT 2750.00; ROAD & BRIDGE 48,654.18; PUBLIC HEALTH NURSE 2813.60; VISITING NEIGHBOR 2841.87; ICAP 541.50; LIBRARY 10,861.09; 4-H 2629.85; WEED CONTROL 2857.60; PLAN & ZONING 2814.55; CORONER 65.50. TOTALS: \$151,808.99.

Payroll Claims: FIRST BANK & TRUST, Fed WH 13,562.53; FIRST BANK & TRUST, FICA & Med WH & Match 22,587.52; SDRS, retire 16,984.47; WELLMARK-BLUE CROSS OF SD, Employee and Commission health ins. 38,333.59; WELLMARK-BLUE CROSS OF SD, life ins. 229.18; AMERICAN FAMILY LIFE, AFLAC ins. 1693.37; LEGAL SHIELD, deduction 212.15; OPTILEGRA, ins 232.93; SDSRF, deduction 90.00. TOTAL: \$93,925.74.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled regular meeting dates will be May 21 and June 4 and 18, 2013 at 8 AM. Motion by Dummann and seconded by Tucholke to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Guy E. Mann, Chairman, Grant County

May 21, 2013

The Grant County Commission met at 8AM with Commissioners Dummann, Forrette, Stengel and Tucholke present. Vice-Chairman Dummann called the meeting to order. Commissioner Mann was absent. Motion by Tucholke and seconded by Stengel to approve the minutes of the May 7, 2013 meeting. Motion carried 4-0. Minutes filed. Motion by Forrette and seconded by Tucholke to approve the agenda with the addition of a maintenance agreement for the Courthouse and Detention Center generator. Motion carried 4-0.

The Auditor's Account with the Treasurer for the month of April was noted.

### **AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER**

To the Honorable Board of County Commissioners,  
Grant County:

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of the County of Grant as of the last day of April, 2013

Cash on Hand	\$3,906.80
Checks in Treasurer's possession	
less than 3 days	\$357,387.18
Cash Items	\$0.00
<b>TOTAL CASH ASSETS ON HAND</b>	<b>\$361,293.98</b>

RECONCILED CHECKING	
First Bank & Trust	\$8,728.76
First Bank & Trust (Svgs)	\$5,367,755.00

CERTIFICATES OF DEPOSIT	
First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$321,528.02

<b>TOTAL CASH ASSETS</b>	<b>\$6,059,305.76</b>
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#### **GENERAL LEDGER CASH BALANCES:**

General	\$2,314,775.47
General restricted cash	\$516,282.00
Sp. Revenue	\$454,579.66
Sp. Revenue restricted cash	\$0.00
Henze Road District	\$3,872.00
TIF Apportioning Northern Lights	\$90,915.36
TIF Milbank	\$0.00
TIF Northern Lights	\$321,528.02
Trust & Agency	\$2,357,353.25
(schools 1,792,317.82, twps 124,231.79, city/towns 306,653.67)	

**TOTAL GENERAL LEDGER CASH**

**\$6,059,305.76**

Dated this 6th day of May, 2013

Karen M. Layher

County Auditor

The Sheriff's fees were \$5,011.20 for April with \$2,900.26 receipted into the county general fund. The Register of Deeds fees for the month of April were \$14,346.25. The Visiting Neighbor Board minutes from April were noted.

**Drainage:** Vice-Chairman Dummann adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. Present were P & Z Officer Krista Atyeo-Gortmaker, Richard Will, Attorney George Boos representing the Hurley Trust, Joel O'Brien and Jerry Zubke. The P & Z Officer asked the Drainage Board to consider a change to the existing drainage ordinance. The proposed change would be to involve the upstream landowner in the discussion of a tiling permit as tiling is sized for the project acres and if the upstream landowner decides to tile after an adjoining tiling project is completed the pipes would be sized wrong for the additional water being moved. The board requested the drainage administrator to consult with the States Attorney for a proposed draft for their consideration.

Drainage Permit DR2013-07 by Richard Will is for the W ½ in 11-119-48. The project will install pattern tile mains and laterals into the natural run that is maintained by a pump permitted by DR2011-20. The tile project will stay on the property to discharge in a natural run. Motion by Tucholke and seconded by Stengel to approve DR2013-07. Motion carried 4-0.

Jerald Zubke requested a modification for Permits DR 45-49 to allow for a memorandum of understanding to be filed with the cooperative project between landowners Roehr, Stengel and himself. The board requested the drainage administrator to formulate a standard memorandum of understanding that can be used for individual permits. The modification request will be scheduled for the next meeting.

Attorney George Boos reported to the board an agreement has been reached between his client and Jim and Jay Mertens. The permit application for the Hurley tiling project and all applicable information will be given to the drainage office for a scheduled hearing at the next meeting. Easements have been signed by the parties and will be recorded.

This concluded the business for the drainage board. Vice-Chairman Dummann adjourned the Drainage Board and reconvened the Board of Commissioners.

**Highway:** Supt Schultz reported on the meeting held on site with personnel from the SD DOT concerning the grant application for the Dike Road Bike Path. The purpose of the meeting was to inspect the site to determine if the proposed project met the grant guidelines. The SD DOT personnel recommended the county contract with an engineer company for the construction, plan estimate and to have a wetland delineation determination done. The estimated proposed project for the bike path with engineering costs is approximately \$180,000 with the county's share to be 20% of the proposed project cost. The grant deadline is mid June. No action taken.

**Weed:** Supervisor Nathan Mueller reported the Weed Board had met and discussed having the chemical costs billed directly to the entities such as a township, but due to the county's grant funding requirements there will not be any change in the billing procedure. He has contracts to spray the weeds for seven townships and with the SD DOT to spray the state highway right-of-ways. The billing for spraying will be sent to the entities before year end.

**Economic Development:** Director Bobbie Bohlen thanked the board members for attending the annual meeting and reviewed the economic growth within the county for the past year.

During the open portion of the agenda, Jay Elsberry inquired on the investigation of a case. Present were Sheriff Kevin Owen, Deputy Mark Luesink and States Attorney Reedstrom who reported the case was investigated, went to court and is now closed.

**Sheriff:** The following statistics for the month of April for the Detention Center and Sheriff's Office was presented. Average Daily inmate population 2; Number of bookings 12; Work release money collected \$1,470.00; 24/7 Preliminary Breath Test (PBT) fees collected \$452.00; SCRAM (alcohol detecting bracelet) fees collected \$80.00; 24/7 PBT participants 8; SCRAM (Sobriety Program) participants 7; Calls for Service (does not include walk-in traffic) 72; Accidents investigated 2; Civil papers served 56; Cumulative miles traveled 8,315; 911 calls responded to (including Milbank) 54.

**Executive Session:** Motion by Forrette and seconded by Tucholke to enter into executive session at 9:30 AM for the purpose of a personnel issue pursuant to

SDCL 1-25-2 (1). Motion carried 4-0. Register of Deeds Nancy Copeland and Auditor Layher were present. Vice -Chairman Dummann declared the meeting open to the public at 9:50 AM. Motion by Tucholke and seconded by Stengel to approve a step increase for Rebecca Wellnitz to step 7 at \$14.65 per hour effective April 24 due to the completion of her 6 month probation period for the position of Deputy Register of Deeds. Motion carried 4-0.

**VSO:** Scott Malimanek requested approval to change his office hours as the appointments and walk-ins indicate the need for service on Tuesdays and Wednesdays. Scott's office hours will be Tuesday and Wednesday from 9 AM to 5 PM and Thursday from 9 AM to 2:30 PM. His lunch hour is from noon to 1PM. Scott stated the DAV van is scheduled to arrive in June and as the DAV officer he will be working with the VA on taking applications for volunteer drivers.

**4-H:** Advisor Sara Kopeke introduced the summer intern Jessica Strom. Sara reported on her June calendar of activities and the safety camp being held in the county.

**Malt Beverage License Renewal:** Under the new state law, renewal applications for malt beverage renewals do not need to have a public hearing. Auditor Layher reported the two of the three applications for renewal of the malt beverage licenses have been completed, returned and the first half of taxes have been paid for the 2012 payable 2013 tax year. Motion by Forrette and seconded by Tucholke to approve the renewal of the two malt beverage licenses for the period of July 1, 2013 to June 30, 2014. Motion carried 4-0.

1. Gertje VanLith Post 229 American Legion Club, located in Lot A NE1/4NE1/4 (4.82A) Section 24, Township 121, Range 47, in Grant County, South Dakota.
2. BitterSweet Lodge located in the SW ¼ of the SW ¼ SW ¼ of 7-120-51

**Lease:** Motion by Forrette and seconded by Stengel to authorize Vice-Chairman Dummann to sign the lease agreement with the SD Bureau of Information and Telecommunications to rent office space in the Courthouse basement for \$1200.00 for a 12 month period beginning September 1, 2013. Motion carried 4-0.

**Courthouse:** Motion by Tucholke and seconded by Forrette to approve the contract with Hasslen Construction in the amount of \$5976.00 to remove a portion of an existing wall and install a door between the treasurer's and the assessor's office. Motion carried 4-0.

**General Fund Report:** Auditor Layher discussed the general fund cash analysis report. Under SDCL 7-21-18.1 the law states the general fund unassigned cash balance of the general fund may not exceed 40% of all general fund appropriations contained in the budget for the next fiscal year. The unassigned cash for March 31, 2013 is \$725,618.60 and the percentage is 15.65% of the 40% general fund cash test. The General Fund Cash Analysis report will be filed with SD legislative audit.

**Generator:** Motion by Forrette and seconded by Tucholke to authorize Vice - Chairman Dummann to sign the Planned Maintenance Agreement for a yearly preventative maintenance inspection of the Onan Generator at a cost of \$840.01. Motion carried 4-0.

**Consent Agenda:** Motion by Forrette and seconded by Tucholke to approve the consent agenda. Motion carried 4-0.

1. Approve plat:

2013-18

#### RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners of Grant County, South Dakota, that the Plat entitled:

“LOTS 1, 2 and 3, JORGENSEN FAMILY SUBDIVISION,  
located in the SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  and SE  $\frac{1}{4}$  SW  $\frac{1}{4}$  of Section 18  
and in the NW  $\frac{1}{4}$  NE  $\frac{1}{4}$  and NE  $\frac{1}{4}$  NW  $\frac{1}{4}$  Section 19,  
Township 121 North, Range 46 West of the 5<sup>th</sup> P.M.,  
Grant County, South Dakota” (Big Stone Twp)

**and** approve the condition as placed by the P & Z Board; if the lots are sold for building lots, the SD DOT must give approval of easement onto highway

which has been submitted for examination pursuant to law, has been duly examined, and approved and accepted by the Grant County Planning Commission, and it appearing that all taxes and special assessments have been paid and that such Plat and the survey thereof have been made and executed according to law, the Plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such Plat a copy of this Resolution and certify the same.

Dated at Milbank, South Dakota, this 21<sup>st</sup> day of May, 2013.

Paul Dummann, Vice- Chairman  
Grant County, South Dakota

Board of County Commissioners

ATTEST:

Karen M. Layher  
County Auditor  
Grant County, South Dakota

STATE OF SOUTH DAKOTA  
COUNTY OF GRANT

I, Karen M. Layher, do hereby certify that I am the duly elected, qualified and acting County Auditor in and for Grant County, South Dakota, that the above and foregoing is a true, correct and complete copy of the Resolution adopted by the Board of County Commissioners of the County of Grant, South Dakota, at a regular meeting on May 21, 2013, approving the above named Plat by a vote of said Commission and the whole thereof.

WITNESS my hand and the seal of Grant County, South Dakota this 21<sup>st</sup> day of May, 2013.

Karen M. Layher  
County Auditor  
Grant County, South Dakota

2. Approve highway seasonal workers Cliff Boerger at \$14.15 per hour and Kenny Quade at \$14.65 per hour effective May 6
3. Approve Jessica Strom as Summer intern for 4-H Office at \$8.00 per hour effective May 17
4. Approve auto supplement to Fund 226 EM for revenue and expense in the amount of \$2890 for the purchase of radios/pages for fire departments with the 2012 Homeland Security Grant
5. Approve auto supplement to Fund 226 for revenue and expense in the amount of \$1377 for reimbursement of the ICS 400 class through the EM Performance Grant
6. Declare surplus 1998 Monroe Sander model MV 156-84-56, serial number 98-07-7344
7. Declare surplus portable shack and fuel tank, fixed asset number 311-5271

**Unfinished Business:** None

**New Business:** None

**Correspondence:** None



**Claims:** Motion by Stengel and seconded by Forrette to approve the claims as presented. Motion carried 4-0. BERENS, supplies 157.80; BIG STONE CO SHERIFF, prof serv 92.00; BRIGGS ELECTRIC MOTOR SERVICE, parts & repair 909.69; BUREAU OF INFO & TELE, internet & email 353.00; CENTER POINT, books 412.94; CENTURLINK, 911 & phone 582.97; DENISE CODY, prof serv 15.00; JEANNE COLLISON, prof serv 15.00; COLONIAL RESEARCH CHEM CORP, supplies 168.03; CRA PAYMENT CTR, parts 87.52; DAVID DASHIELL, reimburse 1,912.00; DAVE'S WINDOW CLEANING, prof serv 3,250.00; DESIGN ELECTRONICS, supplies 19.59; EASTSIDE CAR WASH, wash tokens 220.94; WAYDE FRAASCH, prof serv 140.00; FREMAREK, supplies 614.95; G & K SERVICES, supplies 374.25; FOOD-N-FUEL, mtg supplies 46.55; GRANT CO TREAS, postage 46.00; HARTMAN'S, prisoner groc 194.79; HEDAHLS, parts & supplies 43.83; BREMDA HOLTQUIST, prof serv 105.00; INGRAM, books & AV 2, 105.45; INTER-LAKES COMM ACT, worker 1,986.60; ITC, 911, email & phone 31.75; GRANT CO REVIEW, publishing 1,169.93; LABOLT DEVELOP CO, rent & email 70.00; LARRY'S REFRIG, contract project 15,976.08; LEWNO LAW OFFICE, prof serv 150.46; MAC'S, supplies 41.00; MICROMARKETING, AV 385.68; MILBANK LUMBER, supplies 94.99; MOMAR, supplies 391.05; NELSON LAW OFFICE, alloca 3,391.50; NORTHERN TRUCK EQUIP, parts 185.94; NOVAK SANITARY SERVICE, prof serv 43.02; OTTER TAIL POWER CO, electricity 3,309.44; PETERSON MOTORS, tool boxes 807.38; POLLARD AND LARSON, prof serv 174.00; MILBANK GLASS & MORE, prof serv 1,256.77; REED ELSEVIER, ref mat 629.00; RELIABLE, supplies 107.47; DELORIS RUFER, rent 100.00; RUNNINGS, parts & supplies 251.56; SCHUNEMAN EQUIP, parts & repair 192.09; SDAG, Participation fee 10.00; SDACO, ROD Modernization Fee 418.00; SD STATE ARCHIVES, microfilm 28.80; DEANNA SHEPHERD, prof serv 27.50; SIOUX CITY FOUNDRY CO, blades 1,432.80; ST WILLIAMS, prof serv 166.15; SD FEDERAL PROPERTY, projector & supplies 334.25; STERN OIL, oil 2, 194.87; DIANNE STOICK, prof serv 22.50; SUMNER DIESEL, parts 171.26; STAR LAUNDRY, prof serv 81.89; ALEXANDER THOMPSON, rent 50.00; TREVETT'S CAFÉ, prisoner meals 160.00; TYLER COMPUTER SERVICES, comp supplies & paper 245.50; UPI PETROLEUM, gas & diesel 15,984.28; VERIZON WIRELESS, phone 58.11; VISA, gas, parts 334.65; CITY OF WATERTOWN, 911 fee 6,615.09; WHETSTONE VALLEY ELEC COOP, electricity 286.50; XEROX, copier rent 691.83; YANKTON CO SHERIFF, prof serv 25.00; ZEM'S FRESH STARTS, mtg supplies 16.15.  
TOTALS: \$71,958.14.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled regular meeting dates will be June 4 and 18, 2013 at 8 AM. Motion by Forrette and seconded by Stengel to adjourn the meeting. Motion carried 4-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Paul Dummann, Vice-Chairman, Grant County